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Rebecca McDowell Cook
Secretary of State

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Oct. 1, 1999	Nov. 1, 1999	Nov. 30, 1999	Dec. 30, 1999
Oct. 15, 1999	Nov. 15, 1999	Nov. 30, 1999	Dec. 30, 1999
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May 15, 2000	June 15, 2000	June 30, 2000	July 30, 2000

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule.

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HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 24, *Missouri Register*, page 27. The approved short form of citation is 24 MoReg 27.

The rules are cited in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—Cite material in the RSMo by date of legislative action. The note in parentheses gives the original and amended legislative history. The Office of the Revisor of Statutes recognizes that this practice gives users a concise legislative history.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo Supp. 1998. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the Missouri and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than 180 calendar days or 30 legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 80—State Milk Board
Chapter 2—Grade A Pasteurized Milk Regulations
EMERGENCY AMENDMENT**

2 CSR 80-2.180 Adoption of the Grade A Pasteurized Milk Ordinance with Administrative Procedures—[1989] Recommendations of the United States Public Health Service/Food and Drug Administration (PMO) [by Reference]. The board is amending the title, the purpose section and section (1).

PURPOSE: *This emergency amendment provides for the adoption of the Grade A Pasteurized Milk Ordinance with Administrative Procedures—Recommendations of the United States Public Health Service/Food and Drug Administration (PMO).*

PURPOSE: *This rule provides for the adoption [by reference] of the Grade A Pasteurized Milk Ordinance with Administrative Procedures—[1989] Recommendations of the United States Public Health Service/Food and Drug Administration (PMO) which is [a] the recommended ordinance for adoption by state and local governments for the sanitary control of Grade A milk and milk products.*

EMERGENCY STATEMENT: *The Missouri State Milk Board (SMB) has determined that emergency procedures should be implemented to establish current rules setting minimum standards for producing and for processing Grade A raw milk for pasteurization and Grade A pasteurized milk and milk products. The current Grade A Pasteurized Milk Ordinance with Administrative*

Procedures Recommendations of the United States Public Health Service/Food and Drug Administration has changed since the 1989 version, which is referenced in the current rule. It is important to the health, safety, and well-being of the public to prevent the inclusion of abnormal milk into the processing and manufacturing of milk to be sold to the public. Even with adequate proper pasteurization, if the bacteria count of the raw milk is high there is an increased risk to the consuming public of illness and product spoilage.

These emergency amendments will allow the SMB to fulfill duties required by section 196.939, RSMo, while causing little or no disruption to daily commerce, diets, or other activities for a significant segment of Missouri's economy and population.

The State Milk Board has weighed the compelling governmental interest against the due process rights of the public to notice and comment. In light of a potential threat to the public health, there is a compelling governmental interest to enact these amendments through emergency rulemaking. This emergency rulemaking is only the upgrading of an existing rule that will bring that rule into agreement with the federal Grade A Pasteurized Milk Ordinance with Administrative Procedures Recommendations of the United States Public Health Service/Food and Drug Administration. In order to mitigate the impact against the rights of the public to notice and comment the SMB is in the beginning stages of promulgating rules, for public notice and comment, to adopt the current Grade A Pasteurized Milk Ordinance with Administrative Procedures Recommendations of the United States Public Health Service/Food and Drug Administration.

The scope of these amendments is limited to the circumstances which created this emergency and complies with the protections extended in the Missouri and United States Constitutions. In developing this rule the Missouri State Milk Board has encouraged discussion with interested parties and provided them the opportunity to offer their comments. The board believes these emergency amendments to be fair to all persons and parties under the circumstances. These emergency amendments were filed on October 25, 1999, effective November 4, 1999, expires May 1, 2000.

(1) The Grade A Pasteurized Milk Ordinance with Administrative Procedures—[1989] Recommendations of the United States Public Health Service/Food and Drug Administration (PMO) establishes minimum standards which must be complied with for satisfactorily producing and for processing Grade A raw milk for pasteurization and Grade A pasteurized milk and milk products in Missouri. The document further contains administrative procedures which provide information as to satisfactory compliance with the required items of sanitation.

AUTHORITY: *section 196.939, RSMo [Supp. 1993] Supp. 1998. Original rule filed March 11, 1980, effective July 1, 1980. Amended: Filed Feb. 1, 1990, effective April 26, 1990. Emergency amendment filed Oct. 25, 1999, effective Nov. 4, 1999, expires May 1, 2000.*

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 4—Conditions of Recipient Participation,
Rights and Responsibilities**

ORDER TERMINATING EMERGENCY RULE

By the authority vested in the Department of Social Services, Division of Medical Services, under sections 208.040, 208.152, 208.201 and 660.017, RSMo 1994, the division hereby terminates an emergency rule effective October 15, 1999, as follows:

13 CSR 70-4.090 Uninsured Working Parents' Health Insurance Program is terminated.

A notice of emergency rulemaking containing the text of the emergency rule was published in the *Missouri Register* on October 15, 1999 (24 MoReg 2569-2571).

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rule-making process. The law provides that for every proposed rule, amendment or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least 30 days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than 30 days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the 90-day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than 30 days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 2—DEPARTMENT OF AGRICULTURE Division 10—Market Development Chapter 5—Price Reporting

PROPOSED RULE

2 CSR 10-5.010 Price Reporting Requirements for Livestock Purchases by Packers

PURPOSE: This rule specifies the requirements of sections 277.200 through 277.215, RSMo, which may be confusing or subject to differing interpretations by interested members of the public.

(1) The following definitions shall apply to the interpretations and enforcement of sections 277.200 through 277.215, RSMo:

(A) Discrimination—defined as offering a different price for the same quality of livestock unless such price differential is based on—

1. Transportation and acquiring costs;
2. An agreement for delivery of livestock at a specified date or time; or
3. Historical data reflecting anticipated carcass merit or value so long as said data is made available to the seller along with applicable premiums and discounts;

(B) Missouri resident—defined as any—

1. Individual residing or domiciled in Missouri;
2. Missouri corporation;
3. Foreign corporation registered in Missouri and doing business in Missouri;
4. Missouri limited liability corporation (LLC);
5. Foreign LLC registered in Missouri and doing business in Missouri; or

6. Partnership doing business in Missouri; and

(C) Direct purchases—shall include but shall not be limited to:

1. Cash;
2. Grade and yield;
3. Grid;
4. Formula pricing; or
5. Forward contracts.

(2) The nature of public auction insures that discrimination does not occur. The open bidding process on livestock already delivered to a specific place and occurring at a given time and with the stock present for all to view allows the final and successful bidder to meet the requirements specified in section 277.203, RSMo. Therefore, sections 277.200 through 277.215, RSMo, shall not apply to a packer or packer's agent who purchases or solicits livestock at a public auction market.

(3) Reporting as required under sections 277.200 through 277.215, RSMo shall be made to the Department of Agriculture. Forms may be obtained from the Department of Agriculture. Data may be transferred electronically in lieu of manual forms. Recommended format and file type may be obtained from the Missouri Department of Agriculture at (573) 751-4339.

AUTHORITY: section 277.215, RSMo Supp. 1999. This rule previously filed as 2 CSR 10-5.005. Emergency rule filed Sept. 3, 1999, effective Sept. 13, 1999, expires March 2, 2000. Original rule filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rule is estimated to cost state agencies or political subdivisions \$60,133 annually, and an additional one-time equipment/supply purchase estimated at \$9,368.

PRIVATE ENTITY COST: This proposed rule is estimated to cost affected private entities each \$2,860 annually in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Agriculture, Gene Wiseman, Administrator, Domestic Marketing Program, P.O. Box 630, Jefferson City, MO 65102. To be considered, comments shall be filed on or before December 16, 1999. A public hearing is scheduled for December 16, 1999, at 10:00 a.m. in the third floor board room of the Missouri Department of Agriculture Building, 1616 Missouri Blvd., Jefferson City, Missouri.

SPECIAL NEEDS: Any person with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Department of Agriculture at least ten days prior to the hearing at (573) 751-4561.

**FISCAL NOTE
PUBLIC ENTITY COST**

I. RULE NUMBER

Title: 2 — Department of Agriculture

Division: 10 — Market Development

Chapter: 5—Price Reporting

Type of Rulemaking: Proposed Rule

Rule Number and Name: 2.CSR 10-5.010

II. SUMMARY OF FISCAL IMPACT

Affected Agency/Political Subdivision	Estimated Aggregate Cost of Compliance
Agriculture—Market Development Division	Annual estimated costs = \$60,133 One-time equipment/supply cost = \$9,368

III. WORKSHEET

Two Missouri Department of Agriculture employees will identify packers, collect, organize, analyze, and disseminate market price information from all meat packers purchasing Missouri slaughter cattle, hogs, and sheep on a daily basis. Data collected will provide Missouri producers additional information that may assist in marketing livestock.

2 FTE @ \$23,147.⁵⁰ = \$46,295

2 FTE Benefits @ \$6,919 = \$13,838

Total annual costs = \$60,133

Equipment and Expenses (one-time cost) = \$9,368

IV. ASSUMPTIONS

The estimates contained in this fiscal note are based upon the following assumptions:

1. Costs are estimated at Fiscal Year 2000 rates. No adjustments were made for inflation.
2. Cost estimates assume no sudden change in technology that would influence costs.

FISCAL NOTE PRIVATE ENTITY COST

I. RULE NUMBER

Title: 2 — Department of Agriculture

Division: 10 — Market Development

Chapter: 5—Price Reporting

Type of Rulemaking: Proposed Rule

Rule Number and Name: 2 CSR 10-5.010

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
Approximately 15	Meat packers	Costs will vary, dependent upon the frequency and volume of livestock purchased. Estimated costs per entity are \$2,860 annually.

III. WORKSHEET

There are currently 15 meat packers purchasing Missouri livestock. Costs for transmission of records to the Department of Agriculture as required by §277.200 through 277.215 are estimated as follows:

There are 260 reporting days per year, and it is estimated that a maximum of ½ hour will be required by meat packer personnel to fulfill reporting requirements. It is further estimated that each packer would report twice daily, at a maximum cost of \$1 per call:

260 reporting days x \$9.00 (½ hour @ \$18.00 per hour wage of reporting personnel) = \$2,340

260 reporting days x \$2.00 (maximum telephone cost for transfer of information) = \$520

Annual estimated cost per meat packer = \$2,860

Actual costs will vary dependent upon the frequency and volume of purchases of Missouri livestock by each packer. Meat packers that do not purchase Missouri livestock for slaughter will incur no cost associated with the proposed rule. Packers that purchase Missouri livestock for slaughter with high frequency and volume will incur the previously mentioned estimated costs. Packers purchasing livestock from both auction markets and directly from producers will incur costs only on the portion of livestock not purchased from auction markets.

Electronic data transfer permitted by the proposed rule could potentially eliminate or greatly reduce the estimated cost per entity.

IV. ASSUMPTIONS

The estimates contained in this fiscal note are based upon the following assumptions:

1. Costs are estimated at Fiscal Year 2000 rates. No adjustments were made for inflation.
2. Cost estimates assume no sudden change in technology that would influence costs.
3. Affected entities are assumed to be in compliance with USDA Packers & Stockyards regulations, thereby already maintaining (as part of normal business records) information required to be reported under this rule.

Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 5—Air Quality Standards and Air Pollution
Control Rules Specific to the St. Louis Metropolitan
Area

PROPOSED AMENDMENT

10 CSR 10-5.490 Municipal Solid Waste Landfills. The commission proposes to amend sections (1), (3), (4), and (6); amend subsections (2)(B), (2)(D), (2)(I), (2)(J), (5)(A), (7)(C), (7)(D), (7)(G), (7)(H), and (7)(I); add subsections (1)(B), (1)(C), (2)(J), (2)(N), and (7)(J); and renumber subsections (2)(J) through (2)(N). If the commission adopts this rule action, it will be submitted to the U.S. Environmental Protection Agency to replace the current rule in the Missouri State Implementation Program.

PURPOSE: This action amends, corrects errors, and clarifies regulatory text to comply with recent amendments to subpart Cc of 40 CFR part 60.

PUBLISHER'S NOTE: The publication of the full text of the material that the adopting agency has incorporated by reference in this rule would be unduly cumbersome or expensive. Therefore, the full text of that material will be made available to any interested person at both the Office of the Secretary of State and the office of the adopting agency, pursuant to section 536.031.4, RSMo. Such material will be provided at the cost established by state law.

(1) Applicability.

(A) This rule applies to all municipal solid waste (MSW) landfills *[MSWLF]* located in the St. Louis ozone nonattainment area (Jefferson, Franklin, St. Charles, St. Louis Counties and St. Louis *[c/City]*) that have accepted waste any time since November 8, 1987, or have additional capacity available for future waste deposition.

(B) For purposes of obtaining an operating permit under Title V of the Clean Air Act, the owner or operator of an MSW landfill subject to this rule with a design capacity less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters is not subject to the requirements to obtain an operating permit for the landfill under 40 *Code of Federal Regulations* (CFR) part 70 or 71, unless the landfill is otherwise subject to either 40 CFR part 70 or 71. For purposes of submitting a timely application for an operating permit under 40 CFR part 70 or 71, the owner or operator of an MSW landfill subject to the rule with a design capacity greater than or equal to two and one-half (2.5) million megagrams and two and one-half (2.5) million cubic meters on the effective date of EPA approval of the state's program under section 111(d) of the Clean Air Act (June 23, 1998), and not otherwise subject to either 40 CFR part 70 or 71, becomes subject to the requirements of section 70.5(a)(1)(i) or 71.5(a)(1)(i) of the Clean Air Act ninety (90) days after the effective date of such 111(d) program approval, even if the design capacity report is submitted earlier.

(C) When an MSW landfill subject to this rule is closed, the owner or operator is no longer subject to the requirement to maintain an operating permit under 40 CFR part 70 or 71 for the landfill if the landfill is not otherwise subject to the requirements of either 40 CFR part 70 or 71 and if either of the following conditions is met:

1. The landfill was never subject to a requirement for a control system under section (3) of this rule; or

2. The owner or operator meets the conditions for control system removal specified in section 60.752(b)(2)(v) of subpart WWW.

(2) Definitions.

(B) Closed landfill—A landfill in which *[refuse]* solid waste is no longer being placed, and in which no additional wastes will be placed without first filing a notification of modification as prescribed under 40 CFR part 60.7(a)(4) (incorporated by reference). Once a notification of modification has been filed, and additional solid waste is placed in the landfill, the landfill is no longer closed.

(D) Design capacity—The maximum amount of solid waste the landfill can accept, as *[specified in the]* indicated in terms of volume or mass in the most recent operating or construction permit issued by the county or state agency responsible for regulating the landfill, plus any in-place waste not accounted for in the most recent permit. If the owner or operator chooses to convert the design capacity from volume to mass or from mass to volume to demonstrate its design capacity is less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters, the calculation must include a site-specific density, which must be recalculated annually.

(I) Lateral expansion—A horizontal expansion of the waste boundaries of an existing *[MSWLF]* MSW landfill. A lateral expansion is not a modification unless it results in an increase in the design capacity of the landfill.

(J) Modification—An increase in the permitted volume design capacity of the landfill by either horizontal or vertical expansion based on its most recent permitted design capacity. Modification does not occur until the owner or operator commences construction on the horizontal or vertical expansion.

[(J)](K) Municipal solid waste landfill *[(MSWLF)]* or MSW landfill—An entire disposal facility in a contiguous geographical space where household waste is placed in or on land. An *[(MSWLF)]* MSW landfill may also receive other types of Resource Conservation and Recovery Act (RCRA) Subtitle D wastes such as commercial solid waste, nonhazardous sludge, conditionally exempt small quantity generator waste, and industrial solid waste. Portions of an *[(MSWLF)]* MSW landfill may be separated by access roads. An *[(MSWLF)]* MSW landfill may be publicly or privately owned. An *[(MSWLF)]* MSW landfill may be a new *[(MSWLF)]* MSW landfill, an existing *[(MSWLF)]* MSW landfill or a lateral expansion.

[(K)](L) NMOC—Nonmethane organic compounds.

[(L)](M) Passive collection system—A gas collection system that solely uses positive pressure within the landfill to move the gas rather than using gas mover equipment.

(N) Solid waste—Any garbage, sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations, and from community activities, but does not include solid or dissolved material in domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges that are point sources subject to permits under 33 U.S.C. 1342 (incorporated by reference), or source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq., incorporated by reference).

[(M)](O) Sufficient density—Any number, spacing, and combination of collection system components, including vertical wells, horizontal collectors, and surface collectors, necessary to maintain emission and migration control as determined by measures of performance set forth in this rule.

[(N)](P) Sufficient extraction rate—A rate sufficient to maintain a negative pressure at all wellheads in the collection system without causing air infiltration, including any wellheads connected to the system as a result of expansion or excess surface emissions, for the life of the blower.

(3) General Provisions.

(A) Each owner or operator of a municipal solid waste (MSW) landfill having a design capacity less than one (1.0) million megagrams (one and one-tenth (1.1) million tons) by mass or one (1.0) million cubic meters (one and three-tenths (1.3) million cubic yards) by volume shall submit within ninety (90) days of the rule effective date an initial design capacity report, as described in section (7) of this rule, to the director. The landfill may calculate design capacity in either megagrams or cubic meters for comparison with the exemption values. Any density conversions shall be documented and submitted with the report. Submittal of the initial design capacity report shall fulfill the requirements of this rule, except as provided for in paragraphs (3)(A)1. and 2. of this rule.

1. The owner or operator shall submit an amended design capacity report to the director when there is any increase in the design capacity of the landfill. An increase in design capacity may result from an increase in the area or depth of the landfill, a change in the operating procedures of the landfill, or any other means.

2. If an increase in the design capacity of the landfill results in a revised maximum design capacity equal to or greater than one (1.0) million megagrams or one (1.0) million cubic meters, the owner or operator shall comply with the provisions of subsection (3)(B) of this rule.

(B) Each owner or operator of an MSW landfill having a design capacity equal to or greater than one (1.0) million megagrams or one (1.0) million cubic meters shall submit within ninety (90) days of the rule effective date an initial design capacity report and an NMOC emission rate report, as described in sections (4) and (7) of this rule, to the director. The NMOC emission rate shall be recalculated annually except as provided for in subsection (7)(C) of this rule.

1. If the calculated NMOC emission rate is less than twenty-five (25) megagrams (twenty-seven and one-half (27.5) tons) per year, the owner or operator shall—

A. Submit an annual emission rate report to the director; and

B. Recalculate the NMOC emission rate annually until such time as the calculated NMOC emission rate is equal to or greater than twenty-five (25) megagrams, or the landfill closes.

(I) If the NMOC emission rate, upon recalculation, is equal to or greater than twenty-five (25) megagrams per year, the owner or operator shall install a collection and control system in compliance with paragraph (3)(B)2. of this rule.

(II) If the landfill is permanently closed, a closure notification shall be submitted to the director.

2. If the calculated NMOC emission rate is equal to or greater than twenty-five (25) megagrams per year, the owner or operator shall—

A. Submit a collection and control system design plan prepared by a professional engineer to the director within one (1) year of the NMOC emission rate report. Permit modification approval from the Missouri Department of Natural Resources' Solid Waste Management Program shall be required prior to construction of any gas collection system.

(I) The collection and control system shall meet the design requirements of subparagraph (3)(B)2.B. of this rule.

(II) The collection and control system design plan shall include any alternatives to the operation standards, test methods, procedures, compliance measures, monitoring, record keeping or reporting provisions of sections (4) through (7) of this rule proposed by the owner or operator.

(III) The collection and control system design plan shall either conform with specifications for active collection systems or include a demonstration to the director's satisfaction of the sufficiency of the alternate system.

(IV) The director will review the collection and control system design plan and either approve it, disapprove it, or request that additional information be submitted;

B. Install a collection and control system *[within eighteen (18) months of the submittal of the design plan required in this section that effectively, as described in section (5), captures the gas generated within the landfill as required by part (3)(B)2.B.(I) or (II) and subparagraph (3)(B)2.C. of this rule within thirty (30) months after the first annual report in which the emission rate equals or exceeds twenty-five (25) megagrams per year, unless Tier 2 or Tier 3 sampling under subsection (4)(C) or (4)(D) of this rule demonstrates that the emission rate is less than twenty-five (25) megagrams per year, as specified in paragraph (7)(D)1. or 2. of this rule.*

(I) An active collection system shall—

(a) Be designed to handle the maximum expected gas flow rate from the entire area of the landfill that warrants control;

(b) Collect gas from each area, cell, or group of cells in the landfill in which the initial solid waste has been placed for a period of five (5) years or more, if active, or two (2) years or more, if closed or at final grade;

(c) Collect gas at a sufficient extraction rate; and

(d) Be designed to minimize off-site migration of subsurface gas.

(II) A passive collection system shall—

(a) Comply with the provisions of subparts (3)(B)2.B.(I)(a), (b), and (d) of this rule; and

(b) Be installed with liners on the bottom and all sides in all areas in which gas is to be collected;

(III) Each owner or operator of an MSW landfill gas collection and control system shall—

(a) Operate the collection system with negative pressure at each wellhead except under the following conditions:

I. A fire or increased well temperature. The owner or operator shall record instances when positive pressure occurs in efforts to avoid a fire. These records shall be submitted with the annual reports as provided in subsection (7)(H) of this rule;

II. Use of a geomembrane or synthetic cover. The owner or operator shall develop acceptable pressure limits in the design plan; and

III. A decommissioned well. A well may experience a static positive pressure after shut down to accommodate for declining flows. All design changes shall be approved by the director;

(b) Operate each interior wellhead in the collection system with a landfill gas temperature less than fifty-five degrees Celsius (55°C) and with either a nitrogen level less than twenty percent (20%) or an oxygen level less than five percent (5%). The owner or operator may establish a higher operating temperature, nitrogen, or oxygen value at a particular well. A higher operating value demonstration shall show supporting data that the elevated parameter does not cause fires or significantly inhibit anaerobic decomposition by killing methanogens.

I. The nitrogen level shall be determined using Method 3C of Appendix A, 40 CFR part 60, unless an alternative test method is established as allowed by part (3)(B)2.A.(II) of this rule;

II. Unless an alternative test method is established as allowed by part (3)(B)2.A.(II) of this rule, the oxygen shall be determined by an oxygen meter using Method 3A of Appendix A, 40 CFR part 60, except that—

a. The span shall be set so that the regulatory limit is between twenty and fifty percent (20 and 50%) of the span;

b. A data recorder is not required;

c. Only two (2) calibration gases are required, a zero and span, and ambient air may be used as the span;

d. A calibration error check is not required; and

e. The allowable sample bias, zero drift, and calibration drift are plus or minus ten percent ($\pm 10\%$);

(c) Operate the collection system so that the methane concentration is less than five hundred (500) parts per million above background **concentration** at the surface of the landfill. To determine if this level is exceeded, the owner or operator shall conduct surface testing around the perimeter of the collection area along a pattern that traverses the landfill at thirty (30)-meter intervals and where visual observations indicate elevated concentrations of landfill gas, such as distressed vegetation and cracks or seeps in the cover. The owner or operator may establish an alternative traversing pattern that ensures equivalent coverage. A surface monitoring design plan shall be developed that includes a topographical map with the monitoring route and the rationale for any site-specific deviations from the thirty (30)-meter intervals. Areas with steep slopes or other dangerous areas may be excluded from the surface testing;

(d) Operate the system such that all collected gases are vented to a control system designed and operated in compliance with subparagraph (3)(B)2.C. **of this rule**. In the event the collection or control system is inoperable, the gas mover system shall be shut down and all valves in the collection and control system contributing to venting of the gas to the atmosphere shall be closed within one (1) hour;

(e) Operate the control or treatment system at all times when the collected gas is routed to the system; and

(f) If monitoring demonstrates that the operational requirement in subpart (3)(B)2.B.(III)(a), (b), or (c) **of this rule** are not met, corrective action shall be taken as specified in subsection (5)(B) **of this rule**. If corrective actions are taken as specified in subsection (5)(B) **of this rule**, the monitored exceedance is not a violation of the operational requirements in this section;

C. Route all the collected gas to */a/ one of the following control systems: [described in part (3)(B)2.C.(II), (III), or (III)] of this section./*

(I) An open flare;

(II) A control system designed and operated to reduce NMOC by ninety-eight (98) weight-percent, or, when an enclosed combustion device is used for control, to either reduce NMOC by ninety-eight (98) weight-percent, or reduce the outlet NMOC concentration to less than twenty (20) parts per million by volume, dry basis as hexane at three percent (3%) oxygen. The reduction efficiency or parts per million by volume shall be established by an initial performance test, **to be completed no later than one hundred eighty (180) days after the initial startup of the approved control system;** or

(III) **A system that /R/routes** the collected gas to a treatment system that processes the collected gas for subsequent sale or use; */and/*

D. The collection and control system may be capped or removed provided the following conditions are met:

(I) The landfill shall be no longer accepting solid waste and be permanently closed. A closure report shall be submitted to the director;

(II) The collection and control system has been in operation a minimum of fifteen (15) years; and

(III) The calculated NMOC gas produced by the landfill is less than twenty-five (25) megagrams per year on three (3) successive test dates. The test dates shall be no less than ninety (90) days apart and no more than one hundred eighty (180) days apart./; and

E. **The planning, awarding of contracts, and installation of MSW landfill air emission collection and control equipment capable of meeting the emission standards in subsection (3)(B) of this rule shall be accomplished within thirty (30) months after the date the initial NMOC emission rate report shows NMOC emissions equal or exceed twenty-five (25) megagrams per year.**

(4) Test Methods.

(A) The owner or operator of an MSW landfill shall calculate the NMOC emission rate using either the equation provided in paragraph (4)(A)1. **of this rule** or the equation provided in paragraph (4)(A)2. **of this rule**. **Both equations may be used if the actual year-to-year solid waste acceptance rate is known.** The values to be used in both equations are 0.05 per year for k , 170 cubic meters per megagram for L_o , and 4,000 parts per million by volume as hexane for the C_{NMOC} unless site-specific values are calculated as described under Tier 1, Tier 2, and Tier 3 *[of this section] in subsections (4)(B), (4)(C), and (4)(D) of this rule.* **For landfills located in geographical areas with a thirty (30)-year annual average precipitation of less than twenty-five inches (25"), as measured at the nearest representative official meteorologic site, the k value to be used is 0.02 per year.**

1. The mass of nondegradable solid waste may be subtracted from the total mass of solid waste in a particular section of the landfill when calculating the value for M_i if documentation */is provided/* of the nature and amount of such wastes is maintained. The following equation shall be used if the actual year-to-year solid waste acceptance rate is known:

$$M_{NMOC} = \sum_{i=1}^n k L_o M_i (e^{-kt_i}) (C_{NMOC}) (3.6 \times 10^{-9})$$

where,

M_{NMOC} = Total NMOC emission rate from the landfill, megagrams per year
 k = methane generation rate constant, year⁻¹
 L_o = methane generation potential, cubic meters per megagram solid waste
 M_i = mass of solid waste in the i^{th} section, megagrams
 t_i = age of the i^{th} section, years
 C_{NMOC} = concentration of NMOC, parts per million by volume as hexane
 3.6×10^{-9} = conversion factor

2. The mass of nondegradable solid waste may be subtracted from the average annual acceptance rate when calculating a value for R if documentation is provided. The following equation shall be used if the actual year-to-year solid waste acceptance rate is unknown:

$$M_{NMOC} = 2L_o R (e^{-kc} - e^{-kt}) (C_{NMOC}) (3.6 \times 10^{-9})$$

where,

M_{NMOC} = mass emission rate of NMOC, megagrams per year
 L_o = methane generation potential, cubic meters per megagram solid waste
 R = average annual acceptance rate, megagrams per year
 k = methane generation rate constant, year⁻¹
 c = time since closure, years (for active landfill $c = 0$ and $e^{-kc} = 1$)
 t = age of landfill, years
 C_{NMOC} = concentration of NMOC, parts per million by volume as hexane
 3.6×10^{-9} = conversion factor

(B) Tier 1. The owner or operator shall compare the calculated NMOC mass emission rate to the standard of twenty-five (25) megagrams per year.

1. If the NMOC emission rate calculated in paragraph (4)(A)1. or 2. **of this rule** is less than twenty-five (25) megagrams per year, then the landfill owner shall submit an emission rate

report and shall recalculate the NMOC mass emission rate annually as required under paragraph (3)(B)1. **of this rule.**

2. If the calculated NMOC emission rate is equal to or greater than twenty-five (25) megagrams per year, then the landfill owner shall either comply with paragraph (3)(B)2. **of this rule**, or determine a site-specific NMOC concentration and recalculate the NMOC emission rate using the procedures provided in subsection (4)(C) **of this rule.**

(C) Tier 2. The owner or operator shall determine the NMOC concentration using the following sampling procedure. The landfill owner or operator shall install at least two (2) sample probes per hectare of landfill surface that has retained solid waste for at least two (2) years. If the landfill is larger than twenty-five (25) hectares in area, only fifty (50) samples are required. The sample probes shall be located to avoid known areas of nondegradable solid waste. The owner or operator shall collect and analyze one (1) sample of landfill gas from each probe to determine the NMOC concentration using Method 25C or Method 18 of Appendix A, 40 CFR part 60. If composite sampling is used, equal volumes shall be taken from each sample probe. If more than the required number of samples are taken, all samples shall be used in the analysis. The landfill owner or operator shall divide the NMOC concentration from Method 25C by six (6) to convert from C_{NMOC} as carbon to C_{NMOC} as hexane. The owner or operator shall recalculate the NMOC mass emission rate using the equations provided in paragraph (4)(A)1. or 2. **of this rule** and using the average NMOC concentration from the collected samples instead of the default value in the equation.

1. If the resulting NMOC mass emission rate is less than twenty-five (25) megagrams per year, the owner or operator shall submit an emission rate report as required under paragraph (3)(B)1. **of this rule** and retest the site-specific NMOC concentration every five (5) years using the methods specified in this section.

2. If the resulting mass emission rate calculated using the site-specific NMOC concentration is equal to or greater than twenty-five (25) megagrams per year, then the landfill owner or operator shall either comply with paragraph (3)(B)2. **of this rule**, or determine the site-specific methane generation rate constant and recalculate the NMOC emission rate using the site-specific methane generation rate using the procedure specified in subsection (4)(D) **of this rule.**

(D) Tier 3. The site-specific methane generation rate constant shall be determined using the procedures provided in Method 2E of Appendix A, 40 CFR part 60. The landfill owner or operator shall estimate the NMOC mass emission rate using the equations in paragraph (4)(A)1. or 2. **of this rule** using a site-specific methane generation rate constant k , and using the site-specific NMOC concentration as determined in subsection (4)(C) **of this rule** instead of the default values provided in subsection (4)(A) **of this rule**. The landfill owner or operator shall compare the resulting NMOC mass emission rate to the standard of twenty-five (25) megagrams per year.

1. If the NMOC mass emission rate is less than twenty-five (25) megagrams per year, then the owner or operator shall submit a periodic emission rate report as provided in paragraph (3)(B)1. **of this rule** and shall recalculate the NMOC mass emission rate annually. The calculation of the methane generation rate constant is performed only once, and the value obtained shall be used in all subsequent annual NMOC emission rate calculations.

2. If the NMOC mass emission rate as calculated using the site-specific methane generation rate and concentration of NMOC is equal to or greater than twenty-five (25) megagrams per year, the owner or operator shall comply with paragraph (3)(B)2. **of this rule.**

(E) The owner or operator may use other methods to determine the NMOC concentration or a site-specific k as an alternative to

the methods in subsections (4)(C) and (D) **of this rule** if the method has been approved in writing by the director.

(F) After the installation of a collection and control system in compliance with section (5) **of this rule**, the owner or operator shall calculate the NMOC emission rate for purposes of determining when the system can be removed as provided in subparagraph (3)(B)2.D. **of this rule**, using the following equation:

$$M_{\text{NMOC}} = 1.89 \times 10^{-3} Q_{\text{LFG}} C_{\text{NMOC}}$$

where,

M_{NMOC} = mass emission rate of NMOC, megagrams per year

Q_{LFG} = flow rate of landfill gas, cubic meters per minute

C_{NMOC} = NMOC concentration, parts per million by volume as hexane

1. The flow rate of landfill gas, Q_{LFG} , shall be determined by measuring the total landfill gas flow rate at the common header pipe that leads to the control device using a gas flow measuring device calibrated according to the provisions of section 4 of Method 2E of Appendix A, 40 CFR part 60.

2. The average NMOC concentration, C_{NMOC} , shall be determined by collecting and analyzing landfill gas sampled from the common header pipe before the gas moving or condensate removal equipment using the procedures in Method 25C or Method 18 of Appendix A, 40 CFR part 60. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent *Compilation of Air Pollutant Emission Factors* (AP-42). The sample location on the common header pipe shall be before any condensate removal or other gas refining units. The landfill owner or operator shall divide the NMOC concentration from Method 25C by six (6) to convert from C_{NMOC} as carbon to C_{NMOC} as hexane.

3. The owner or operator may use another method to determine landfill gas flow rate and NMOC concentration if the method has been approved by the director.

(G) The owner or operator of each MSW landfill shall estimate the NMOC emission rate for comparison to the Prevention of Significant Deterioration (PSD) major source and significance levels in section 51.166 or 52.21 of 40 CFR parts 51 and 52 using AP-42 or other approved measurement procedures. If a collection system, which complies with the provisions in paragraph (3)(B)2. **of this rule** is already installed, the owner or operator shall estimate the NMOC emission rate using the procedures provided in subsection (4)(F) **of this rule.**

(H) For the performance test required in part (3)(B)2.C.(II) **of this rule**, Method 25C or Method 18 shall be used to determine compliance with ninety-eight (98) weight-percent efficiency or the twenty parts per million by volume (20 ppmv) outlet concentration level, unless another method to demonstrate compliance has been approved by the director as provided by part (3)(B)2.A.(II) **of this rule**. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent *Compilation of Air Pollutant Emission Factors* (AP-42). The following equation shall be used to calculate efficiency:

Control

$$\text{Efficiency} = (\text{NMOC}_{\text{in}} - \text{NMOC}_{\text{out}}) / (\text{NMOC}_{\text{in}})$$

where,

NMOC_{in} = mass of NMOC entering control device

NMOC_{out} = mass of NMOC exiting control device

(5) Compliance.

(A) Except as provided for in part (3)(B)2.A.(II) **of this rule**, the following methods shall be used to determine whether the gas collection system is in compliance/.

1. One of the following equations shall be used in calculating the maximum expected gas generation flow rate from the landfill as described in subpart (3)(B)2.B.(I)(a) **of this rule**. The k and L_0 kinetic factors shall be those published in the most recent *Compilation of Air Pollution Emission Factors* (AP-42) or other site-specific values demonstrated to be appropriate and approved in writing by the director. A value of no more than fifteen (15) years shall be used for the intended use period of the gas mover equipment. The active life of the landfill is the age of the landfill plus the estimated number of years until closure. After installation of a collection and control system, actual flow data shall be used to project the maximum flow rate.

A. For sites with unknown year-to-year solid waste acceptance rate:

$$Q_m = 2L_0 R(e^{-kc} - e^{-kt})$$

where,

Q_m = maximum expected gas generation flow rate, cubic meters per year
 L_0 = methane generation potential, cubic meters per megagram solid waste
 R = average annual acceptance rate, megagrams per year [C]
 k = methane generation rate constant, year⁻¹
 c = time since closure, years (for an active landfill $c = 0$ and $e^{-kc} = 1$)
 t = age of the landfill at equipment installation plus the time the owner or operator intends to use the gas mover equipment or active life of the landfill, whichever is less. If the equipment is installed after closure, t is the age of the landfill at installation, years

B. For sites with known year-to-year solid waste acceptance rate:

$$Q_m = \sum_{i=1}^n 2kL_0 M_i (e^{-kt})$$

where,

Q_m = maximum expected gas generation flow rate, cubic meters per year
 k = methane generation rate constant, year⁻¹
 L_0 = methane generation potential, cubic meters per megagram solid waste
 M_i = mass of solid waste in the i^{th} section, megagrams
 t_i = age of the i^{th} section, years/./;

2. For the purposes of determining sufficient density of gas collectors for compliance with subpart (3)(B)2.B.(I)(b) **of this rule**, the owner or operator shall design a system of vertical wells, horizontal collectors, or other collection devices, satisfactory to the director, capable of controlling and extracting gas from all portions of the landfill././;

3. For the purposes of demonstrating whether the gas collection system flow rate is sufficient to determine compliance with subpart (3)(B)2.B.(I)(c) **of this rule**, the owner or operator shall measure gauge pressure in the gas collection header at each individual well, monthly. If a positive pressure exists, action shall be initiated to correct the exceedance within five (5) calendar days. If negative pressure cannot be achieved without excess air infiltration within fifteen (15) calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within one hundred twenty (120) days of the initial measurement of positive pressure. Compliance with this subsection will not be

required during the first one hundred eighty (180) days after gas collection system start-up. **An alternative timeline for correcting the exceedance may be submitted to the director for approval; and**

4. An owner or operator seeking to demonstrate compliance with subpart (3)(B)2.B.(I)(d) **of this rule** shall provide information satisfactory to the director demonstrating that off-site migration is being controlled.

(6) Monitoring.

(A) Each owner or operator seeking to comply with part (3)(B)2.B.(I) **of this rule** for an active gas collection system shall install a sampling port and a thermometer or other temperature measuring device, **or an access port for temperature measurements** at each wellhead and—

1. Measure the gauge pressure in the gas collection header on a monthly basis;

2. Monitor the nitrogen or oxygen concentration in the landfill gas on a monthly basis; and

3. Monitor the temperature of the landfill gas on a monthly basis.

(B) Each owner or operator seeking to comply with subparagraph (3)(B)2.C. **of this rule** using an enclosed combustion device shall calibrate, maintain, and operate according to the manufacturer's specifications, the following equipment:

1. A temperature monitoring device equipped with a continuous recorder and having a/n/ **minimum** accuracy of **plus or minus one** [± 1] percent ($\pm 1\%$) of the temperature being measured expressed in degrees Celsius or **plus or minus one-half degree Celsius** ($\pm 0.5^\circ\text{C}$), whichever is greater. A temperature monitoring device is not required for boilers or process heaters with **maximum** design heat input capacity greater than forty-four (44) megawatts; and

2. **[A gas flow rate measuring device that provides a measurement of gas/A device that records** flow to or bypass of the control device. The owner or operator shall either—

A. Install, calibrate, and maintain a gas flow rate measuring device that shall record the flow to the control device at least every fifteen (15) minutes; or

B. Secure the bypass line valve in the closed position with a car-seal or a lock-and-key type configuration.

(C) Each owner or operator seeking to comply with subparagraph (3)(B)2.C. **of this rule** using an open flare shall install, calibrate, maintain, and operate according to the manufacturer's specifications, the following equipment:

1. A heat sensing device, such as an ultraviolet beam sensor or thermocouple, at the pilot light or the flame itself to indicate the continuous presence of a flame; and

2. A device that records flow to or bypass of the flare. The owner or operator shall either—

A. Install, calibrate, and maintain a gas flow rate measuring device that shall record the flow to the control device at least every fifteen (15) minutes; or

B. Secure the bypass line valve in the closed position with a car-seal or a lock-and-key type configuration.

(D) Each owner or operator seeking to comply with subparagraph (3)(B)2.C. **of this rule** using a device other than an open flare or an enclosed combustion device shall provide information satisfactory to the director describing the operation of the control device, the operating parameters that would indicate proper performance, and appropriate monitoring procedures. The director shall review the information and either approve it, or request that additional information be submitted.

(E) Each owner or operator seeking to comply with subsection (5)(B) **of this rule** shall monitor surface concentrations of methane according to the instrument specifications. Any closed landfill that has no exceedances of the five hundred parts per million (500 ppm) standard in three (3) consecutive quarterly monitoring periods may

change to annual monitoring. Any exceedance of the five hundred parts per million (500 ppm) standard recorded during the annual monitoring shall return the monitoring frequency to quarterly testing.

(7) Reporting and Record /k/Keeping.

(C) The initial NMOC emission rate report shall be submitted within ninety (90) days of the rule effective date and annually thereafter. The initial NMOC emission rate report may be combined with the initial design capacity report required in subsection (7)(A) **of this rule**. The NMOC emission rate report shall include all the data, calculations, sample reports and measurements used to estimate the annual emission rate. An annual emission rate report will not be required for landfills after installation of a collection and control system.

(D) Each owner or operator subject to subparagraph (3)(B)2.A. **of this rule** shall submit a collection and control system design plan to the director within one (1) year of the NMOC emission rate report, required under subsection (7)(C) **of this rule**, in which the emission rate exceeds twenty-five (25) megagrams per year, except as follows:

1. If the owner or operator elects to recalculate the NMOC emission rate after Tier 2 NMOC sampling and analysis as provided under subsection (4)(C) **of this rule** and the resulting rate is less than twenty-five (25) megagrams per year, annual periodic reporting shall be resumed, using the Tier 2 determined site-specific NMOC concentration, until the calculated emission rate is equal to or greater than twenty-five (25) megagrams per year or the landfill is closed. The revised NMOC emission rate report, with the recalculated emission rate based on NMOC sampling and analysis, shall be submitted within one hundred eighty (180) days of the first calculated exceedance of twenty-five (25) megagrams per year; and

2. If the owner or operator elects to recalculate the NMOC emission rate after determining a site-specific methane generation rate constant (k), as provided in Tier 3 in subsection (4)(D) **of this rule** and the resulting NMOC emission rate is less than twenty-five (25) megagrams per year, annual periodic reporting shall be resumed. The resulting site-specific methane generation rate constant (k) shall be used in the emission rate calculation until such time as the emissions rate calculation results in an exceedance. The revised NMOC emission rate report, with the site-specific methane generation rate constant (k) shall be submitted to the director within one (1) year of the first calculated emission rate exceeding twenty-five (25) megagrams per year.

(G) Each owner or operator of an MSW landfill subject to paragraph (3)(B)2. **of this rule** shall keep up-to-date, readily accessible on-site records of the following:

1. Maximum design capacity;
2. Control equipment compliance monitoring;
3. A plot map showing each existing and planned collector in the system and providing a unique identification location label for each collector; and
4. Collection and control system exceedances of the operation standards and the location of each exceedance.

(H) Each owner or operator of a landfill seeking to comply with paragraph (3)(B)2. **of this rule** using an active collection system designed in accordance with subparagraph (3)(B)2.B. **of this rule** shall submit to the director annual reports of the recorded information in paragraphs (7)(H)1.-6. **of this rule**. The initial annual report shall be submitted within one hundred and eighty (180) days of installation and start-up of the collection and control system, and shall include an initial performance test report.

1. Value and length of time for exceedance of applicable parameters monitored under subsections (6)(A), (B), (C), and (D) **of this rule**.

2. Description and duration of all periods when the gas stream is diverted from the control device through a bypass line or the indication of bypass flow.

3. Description and duration of all periods when the control device was not operating for a period exceeding one (1) hour and length of time the control device was not operating.

4. All periods when the collection system was not operating in excess of five (5) days.

5. The location of each exceedance of the five hundred parts per million (500 ppm) methane concentration as provided in subpart (3)(B)2.B.(III)(c) **of this rule** and the concentration recorded at each location for which an exceedance was recorded in the previous month.

6. The date of installation and the location of each well or collection system expansion added.

(I) Each owner or operator seeking to comply with subparagraph (3)(B)2.A. **of this rule** shall include the following information with the initial performance test report:

1. A diagram of the collection system showing collection system positioning including all wells, horizontal collectors, surface collectors, or other gas extraction devices, including the locations of any areas excluded from collection and the proposed sites for the future collection system expansion;

2. The data upon which the sufficient density of wells, horizontal collectors, surface collectors, or other gas extraction devices and the gas mover equipment sizing are based;

3. The documentation of the presence of asbestos or non-degradable material for each area from which collection wells have been excluded based on the presence of asbestos or nondegradable material;

4. The sum of the gas generation flow rates for all areas from which collection wells have been excluded based on nonproductivity and the calculations of gas generation flow rate for each excluded area;

5. The provisions for increasing gas mover equipment capacity with increased gas generation flow rate, if the present gas mover equipment is inadequate to move the maximum flow rate expected over the life of the landfill; and

6. The provisions for the control of off-site migration.

(J) Landfill owners or operators who convert design capacity from volume to mass or mass to volume to demonstrate that landfill design capacity is less than one (1.0) million megagrams or one (1.0) million cubic meters, as provided in the definition of design capacity, shall keep readily accessible, on-site records of the annual recalculation of site-specific density, design capacity, and the supporting documentation. Off-site records may be maintained if they are retrievable within four (4) hours of request. Either paper copy or electronic formats are acceptable.

AUTHORITY: section 643.050, RSMo [Supp. 1995] Supp. 1998. Original rule filed May 15, 1996, effective Dec. 30, 1996. Amended: Filed Oct. 7, 1999.

PUBLIC ENTITY COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9:00 a.m., February 8, 2000. The public hearing will be held at the Ramada Inn, Hermitage Room, 1510 Jefferson Street, Jefferson City, Missouri. Opportunity to be heard at the hearing shall be afforded any interested person. Written request to be heard should be submitted at least seven days prior to the hearing to

Roger D. Randolph, Director, Air Pollution Control Program, 205 Jefferson Street, P.O. Box 176, Jefferson City, MO 65102-0176, (573) 751-4817. Interested persons, whether or not heard, may submit a written statement of their views until 5:00 p.m., February 15, 2000. Written comments shall be sent to Chief, Planning Section, Air Pollution Control Program, 205 Jefferson Street, P.O. Box 176, Jefferson City, MO 65102-0176.

Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 6—Air Quality Standards, Definitions,
Sampling and Reference Methods and Air Pollution
Control Regulations for the Entire State of Missouri

PROPOSED AMENDMENT

10 CSR 10-6.310 Restriction of Emissions From Municipal Solid Waste Landfills. The commission proposes to amend sections (1), (3), (5), (7), (9), and (10); amend subsections (2)(C), (2)(F), (2)(G), (2)(O), (2)(T), (4)(B), (4)(E), (4)(G), (6)(A), (6)(B), (6)(C), (6)(D), (8)(A), (8)(B), (8)(C), (8)(E), (8)(F), and (8)(G); add subsections (1)(D), (1)(E), (2)(R), and (9)(F); and renumber subsections (2)(R) through (2)(Z). If the commission adopts this rule action, it will be submitted to the U.S. Environmental Protection Agency to replace the current rule in the Missouri State Implementation Plan.

PURPOSE: *This action amends, corrects errors, and clarifies regulatory text to comply with recent amendments to subpart Cc of 40 CFR part 60.*

(1) Applicability.

(A) This rule applies to each municipal solid waste (MSW) landfill for which construction, reconstruction or modification was commenced before May 30, 1991, and has accepted waste at any time since November 8, 1987, or has additional design capacity available for future waste deposition. Landfills for which construction, reconstruction or modification was commenced on May 30, 1991 or after, are covered under the Environmental Protection Agency's New Source Performance Standard for Municipal Solid Waste Landfills.

(B) Physical or operational changes made to an existing [*municipal solid waste*] MSW landfill solely to comply with this rule are not considered construction, reconstruction, or modification for the purposes of this rule.

(C) [*Municipal solid waste*] MSW landfills covered by 10 CSR 10-5.490 are exempt from this rule.

(D) For purposes of obtaining an operating permit under Title V of the Clean Air Act, the owner or operator of an MSW landfill subject to this rule with a design capacity less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters is not subject to the requirements to obtain an operating permit for the landfill under 40 *Code of Federal Regulations* (CFR) part 70 or 71, unless the landfill is otherwise subject to either 40 CFR part 70 or 71. For purposes of submitting a timely application for an operating permit under 40 CFR part 70 or 71, the owner or operator of an MSW landfill subject to the rule with a design capacity greater than or equal to two and one-half (2.5) million megagrams and two and one-half (2.5) million cubic meters on the effective date of EPA approval of the state's program under section 111(d) of the Clean Air Act (June 23, 1998), and not otherwise subject to either 40 CFR part 70 or 71, becomes subject to the requirements of section 70.5(a)(1)(i) or 71.5(a)(1)(i) of the Clean Air Act ninety (90) days after the effective date of such 111(d) program approval, even if the design capacity report is submitted earlier.

(E) When an MSW landfill subject to this rule is closed, the owner or operator is no longer subject to the requirement to maintain an operating permit under 40 CFR part 70 or 71 for the landfill if the landfill is not otherwise subject to the requirements of either 40 CFR part 70 or 71 and if either of the following conditions is met:

1. The landfill was never subject to a requirement for a control system under section (3) of this rule; or

2. The owner or operator meets the conditions for control system removal specified in section 60.752(b)(2)(v) of subpart WWW.

(2) Definitions. Definitions of certain terms specified in this rule may be found in 10 CSR 10-6.020. Additional definitions are as follows:

(C) Closed landfill—A landfill in which solid waste is no longer being placed, and in which no additional solid wastes will be placed without first filing a notification of modification as prescribed under 40 *Code of Federal Regulations* (CFR) part 60.7(a)(4) (incorporated by reference). Once a notification of modification has been filed, and additional solid waste is placed in the landfill, the landfill is no longer closed. [*A landfill is considered closed after meeting the criteria of 40 CFR part 258.60 (incorporated by reference)*];

(F) Controlled landfill—Any landfill at which collection and control systems are required under this rule as a result of the non-methane organic compounds emission rate. The landfill is considered controlled [*at the time either 1) a notification of intent to install a collection and control system or 2) if a collection and control system design plan is submitted in compliance with subparagraph (3)(B)2.A. of this rule*];

(G) Design capacity—The maximum amount of solid waste a landfill can accept, as [*specified in the*] indicated in terms of volume or mass in the most recent construction or operating permit issued by the state or local agency responsible for regulating the landfill, plus any in-place waste not accounted for in the most recent permit. If the owner or operator chooses to convert the design capacity from volume to mass or from mass to volume to demonstrate its design capacity is less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters, the calculation must include a site-specific density, which must be recalculated annually;

(O) Interior well—Any well or similar collection component located inside the perimeter of the landfill waste. A perimeter well located outside the landfilled waste is not an interior well;

(R) Modification—An increase in the permitted volume design capacity of the landfill by either horizontal or vertical expansion based on its most recent permitted design capacity. Modification does not occur until the owner or operator commences construction on the horizontal or vertical expansion;

[(R)](S) Municipal solid waste landfill or MSW landfill—An entire disposal facility in a contiguous geographical space where household waste is placed in or on land. An MSW landfill may also receive other types of Resource Conservation and Recovery Act (RCRA) Subtitle D wastes, 40 CFR [P]part 257.2 (incorporated by reference) such as commercial solid waste, nonhazardous sludge, conditionally exempt small quantity generator waste, and industrial solid waste. Portions of an MSW landfill may be separated by access roads. An MSW landfill may be publicly or privately owned. An MSW landfill may be a new MSW landfill, an existing MSW landfill, or a lateral expansion;

[(S)](T) Municipal solid waste landfill emissions or MSW landfill emissions—Gas generated by the decomposition of organic waste deposited in an MSW landfill or derived from the evolution of organic compounds in the waste;

[(T)](U) NMOC—Non-/methane organic compounds, as measured according to the provisions of section (5) of this rule;

//U//V Nondegradable waste—Any waste that does not decompose through chemical breakdown or microbiological activity. Examples are, but are not limited to, concrete, municipal waste combustor ash, and metals;

//V//W Passive collection system—A gas collection system that solely uses positive pressure within the landfill to move the gas rather than using gas mover equipment;

//W//X Sludge—Any solid, semisolid, or liquid waste generated from a municipal, commercial, or industrial wastewater treatment plant, water supply treatment plant, or air pollution control facility, exclusive of the treated effluent from a wastewater treatment plant;

//X//Y Solid waste—Any garbage, sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations, and from community activities, but does not include solid or dissolved material in domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges that are point sources subject to permits under 33 U.S.C. 1342 (incorporated by reference), or source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq., incorporated by reference);

//Y//Z Sufficient density—Any number, spacing, and combination of collection system components, including vertical wells, horizontal collectors, and surface collectors, necessary to maintain emission and migration control as determined by measures of performance set forth in this rule; and

//Z//AA Sufficient extraction rate—A rate sufficient to maintain a negative pressure at all wellheads in the collection system without causing air infiltration, including any wellheads connected to the system as a result of expansion or excess surface emissions, for the life of the blower.

(3) Standards for Air Emissions from Municipal Solid Waste Landfills.

(A) Each owner or operator of an MSW landfill having a design capacity less than two and one-half (2.5) million megagrams by mass or two and one-half (2.5) million cubic meters by volume shall submit an initial design capacity report to the director as provided in subsection (8)(A) **of this rule**. The landfill may calculate design capacity in either megagrams or cubic meters for comparison with the exemption values. Any density conversions shall be documented and submitted with the report. For purposes of part 70 permitting under 10 CSR 10-6.065, a landfill with a design capacity less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters does not require an operating permit under **40 CFR** part 70. Submittal of the initial design capacity report shall fulfill the requirements of this rule except as provided for in paragraphs (3)(A)1. and 2. **of this rule**.

1. The owner or operator shall submit to the director an amended design capacity report, as provided for in paragraph (8)(A)3. **of this rule**, when there is any increase in the design capacity of a landfill subject to the provisions of this rule, whether the increase results from an increase in the area or depth of the landfill, a change in the operating procedures of the landfill, or any other means.

2. If any increase in the maximum design capacity of a landfill exempted from the provisions of subsection (3)(B) through section (10) of this rule on the basis of the design capacity exemption in subsection (3)(A) **of this rule** results in a revised maximum design capacity equal to or greater than two and one-half (2.5) million megagrams *or* and two and one-half (2.5) million cubic meters, the owner or operator shall comply with the provisions of subsection (3)(B) **of this rule**.

(B) Each owner or operator of an MSW landfill having a design capacity equal to or greater than two and one-half (2.5) million

megagrams *or* and two and one-half (2.5) million cubic meters, shall either comply with paragraph (3)(B)2. **of this rule** or calculate an NMOC emission rate for the landfill using the procedures specified in section (5) **of this rule**. The NMOC emission rate shall be recalculated annually, except as provided in subparagraph (8)(B)1.B. of this rule. The owner or operator of an MSW landfill subject to this rule with a design capacity greater than or equal to two and one-half (2.5) million megagrams *or* and two and one-half (2.5) million cubic meters is subject to part 70 permitting requirements. When a landfill is closed, and either never needed control or meets the conditions for control system removal specified in subparagraph (3)(B)2.E. of this rule, a part 70 operating permit is no longer required.

1. If the calculated NMOC emission rate is less than fifty (50) megagrams per year, the owner or operator shall—

A. Submit an annual emission report to the director, except as provided for in subparagraph (8)(B)1.B. **of this rule**; and

B. Recalculate the NMOC emission rate annually using the procedures specified in paragraph (5)(A)1. **of this rule** until such time as the calculated NMOC emission rate is equal to or greater than fifty (50) megagrams per year, or the landfill is closed.

(I) If the NMOC emission rate, upon recalculation required in subparagraph (3)(B)1.B. **of this rule** is equal to or greater than fifty (50) megagrams per year, the owner or operator shall install a collection and control system in compliance with paragraph (3)(B)2. **of this rule**.

(II) If the landfill is permanently closed, a closure notification shall be submitted to the director as provided for in subsection (8)(D) **of this rule**.

2. If the calculated NMOC emission rate is equal to or greater than fifty (50) megagrams per year, the owner or operator shall—

A. Submit a collection and control system design plan prepared by a professional engineer to the director within one (1) year. Permit modification approval from the Missouri Department of Natural Resources' Solid Waste Management Program shall be required prior to construction of any gas collection system.

(I) The collection and control system as described in the plan shall meet the design requirements of subparagraph (3)(B)2.B. **of this rule**.

(II) The collection and control system design plan shall include any alternatives to the operational standards, test methods, procedures, compliance measures, monitoring, record keeping or reporting provisions of sections (4) through (9) **of this rule** proposed by the owner or operator.

(III) The collection and control system design plan shall either conform with specifications for active collection systems in section (10) **of this rule** or include a demonstration to the director's satisfaction, such that human health and safety is protected, of the sufficiency of the alternative provisions to section (10) **of this rule**.

(IV) The director shall review the information submitted under parts (3)(B)2.A.(I), (II) and (III) **of this rule** and either approve it, disapprove it, or request that additional information be submitted. Because of the many site-specific factors involved with landfill gas system design, alternative systems may be necessary. A wide variety of system designs are possible, such as vertical wells, combination horizontal and vertical collection systems, or horizontal trenches only, leachate collection components, and passive systems;

B. Install a collection and control system *[within eighteen (18) months of the submittal of the design plan under subparagraph (3)(B)2.A. that effectively captures the gas generated within the landfill.] that captures the gas generated within the landfill as required by part (3)(B)2.B.(I) or (II) and subparagraph (3)(B)2.C. of this rule within thirty (30) months after the first annual report in which the emission rate equals or exceeds fifty (50) megagrams per year, unless Tier 2 or Tier*

3 sampling under section (5) of this rule demonstrates that the emission rate is less than fifty (50) megagrams per year, as specified in paragraph (8)(C)1. or 2. of this rule.

(I) An active collection system shall—

(a) Be designed to handle the maximum expected gas flow rate from the entire area of the landfill that warrants control over the intended use period of the gas control or treatment system equipment;

(b) Collect gas from each area, cell, or group of cells in the landfill in which the initial solid waste has been placed for a period of—

I. Five (5) years or more if active; or

II. Two (2) years or more if closed or at final grade;

(c) Collect gas at a sufficient extraction rate; and

(d) Be designed to minimize off-site migration of sub-surface gas.

(II) A passive collection system shall—

(a) Comply with the provisions specified in subparts (3)(B)2.B.(I)(a), (b) and (d) of this rule; and

(b) Be installed with liners on the bottom and all sides in all areas in which gas is to be collected. The liners shall be installed as required under 40 CFR part 258.40 (incorporated by reference);

C. Route all the collected gas to *[a control system that complies with the requirements in either part (3)(B)2.C.(II), (III) or (III)] one (1) of the following control systems/.*

(I) An open flare designed and operated in accordance with 40 CFR part 60.18 (incorporated by reference).;

(II) A control system designed and operated to reduce NMOC by ninety-eight (98) weight-percent, or, when an enclosed combustion device is used for control, to either reduce NMOC by ninety-eight (98) weight-percent or reduce the outlet NMOC concentration to less than twenty parts per million by volume (20 ppmv), dry basis as hexane at three percent (3%) oxygen. The reduction efficiency or parts per million by volume shall be established by an initial performance test, *[required under 40 CFR part 60.8 (incorporated by reference)] to be completed no later than one hundred eighty (180) days after the initial start-up of the approved control system* using the test methods specified in subsection (5)(D) of this rule.

(a) If a boiler or process heater is used as the control device, the landfill gas stream shall be introduced into the flame zone.

(b) The control device shall be operated within the parameter ranges established during the initial or most recent performance test. The operating parameters to be monitored are specified in section (7) of this rule.;

(III) A system that *[R/]routes* the collected gas to a treatment system that processes the collected gas for subsequent sale or use. All emissions from any atmospheric vent from the gas treatment system shall be subject to the requirements of part (3)(B)2.C.(I) or (II) of this rule.;

D. Operate the collection and control device installed to comply with this rule in accordance with the provisions of sections (4), (6) and (7) of this rule; *[and]*

E. The collection and control system may be capped or removed provided that all the conditions of parts (3)(B)2.E.(I), (II) and (III) of this rule are met—

(I) The landfill shall be no longer accepting solid waste and be permanently closed under the requirements of 40 CFR part 258.60 (incorporated by reference). A closure report shall be submitted to the director as provided in subsection (8)(D) of this rule;

(II) The collection and control system shall have been in operation a minimum of fifteen (15) years; and

(III) Following the procedures specified in subsection (5)(B) of this rule, the calculated NMOC gas produced by the landfill shall be less than fifty (50) megagrams per year on three (3) successive test dates. The test dates shall be no less than ninety (90) days apart, and no more than one hundred eighty (180) days apart.;

F. The planning, awarding of contracts, and installation of MSW landfill air emission collection and control equipment capable of meeting the emission standards in subsection (3)(B) of this rule shall be accomplished within thirty (30) months after the date the initial NMOC emission rate report shows NMOC emissions equal or exceed fifty (50) megagrams per year.

(4) Operational Standards for Collection and Control Systems. Each owner or operator of an MSW landfill gas collection and control system used to comply with the provisions of subparagraph (3)(B)2.B. of this rule shall—

(B) Operate the collection system with negative pressure at each well head except under the following conditions:

1. A fire or increased well temperature. The owner or operator shall record instances when positive pressure occurs in efforts to avoid a fire. These records shall be submitted with the annual reports as provided in paragraph (8)(F)1. of this rule;

2. Use of a geomembrane or synthetic cover. The owner or operator shall develop acceptable pressure limits in the design plan; and

3. A decommissioned well. A well may experience a static positive pressure after shutdown to accommodate for declining flows. All design changes shall be approved by the director;

(E) Operate the system such that all collected gases are vented to a control system designed and operated in compliance with subparagraph (3)(B)2.C. of this rule. In the event the collection or control system is inoperable, the gas mover system shall be shut down and all valves in the collection and control system contributing to venting of the gas to the atmosphere shall be closed within one (1) hour;

(G) If monitoring demonstrates that the operational requirements in subsection (4)(B), (C), or (D) of this rule are not met, corrective action shall be taken as specified in paragraph (3)(A)3. through 5. or subsection (6)(C) of this rule. If corrective actions are taken as specified in section (6) of this rule, the monitored exceedance is not a violation of the operational requirements in this section.

(5) Test Methods and Procedures.

(A) NMOC Emission Rate Calculation.

1. The landfill owner or operator shall calculate the NMOC emission rate using either the equation provided in subparagraph (5)(A)1.A. of this rule or the equation provided in subparagraph (5)(A)1.B. of this rule. **Both equations may be used if the actual year-to-year solid waste acceptance rate is known.** The values to be used in both equations are 0.05 per year for k , one hundred seventy (170) cubic meters per megagram for L_o , and four thousand (4,000) parts per million by volume as hexane for the C_{NMOC} . **For landfills located in geographical areas with a thirty (30)-year annual average precipitation of less than twenty-five inches (25"), as measured at the nearest representative official meteorologic site, the k value to be used is 0.02 per year.**

A. The following equation shall be used if the actual year-to-year solid waste acceptance rate is known. The mass of nondegradable solid waste may be subtracted from the total mass of solid waste in a particular section of the landfill when calculating the value for M_i if the documentation *[provisions of paragraph (9)(D)2. are followed]* of the nature and amount of such wastes is maintained.

$$M_{NMOC} = \sum_{i=1}^n 2 k L_o M_i (e^{-kt_i}) (C_{NMOC}) (3.6 \times 10^{-9})$$

where,

M_{NMOC} = Total NMOC emission rate from the landfill, megagrams per year
 k = methane generation rate constant, year⁻¹
 L_0 = methane generation potential, cubic meters per megagram solid waste
 M_i = mass of solid waste in the i^{th} section, megagrams
 t_i = age of the i^{th} section, years
 C_{NMOC} = concentration of NMOC, parts per million by volume as hexane
 3.6×10^{-9} = conversion factor

B. The following equation shall be used if the actual year-to-year solid waste acceptance rate is unknown. The mass of nondegradable solid waste may be subtracted from the average annual acceptance rate when calculating a value for R, if the documentation provisions of paragraph (9)(D)2. **of this rule** are followed.

$$M_{\text{NMOC}} = 2 L_0 R (e^{-kc} - e^{-kt})(C_{\text{NMOC}}) (3.6 \times 10^{-9})$$

where,

M_{NMOC} = mass emission rate of NMOC, megagrams per year
 L_0 = methane generation potential, cubic meters per megagram solid waste
 R = average annual acceptance rate, megagrams per year
 k = methane generation rate constant, year⁻¹
 t = age of landfill, years
 C_{NMOC} = concentration of NMOC, parts per million by volume as hexane
 c = time since closure, years. For active landfill $c = 10/0$ and $e^{-kc} = 1$
 3.6×10^{-9} = conversion factor

2. Tier 1. The owner or operator shall compare the calculated NMOC mass emission rate to the standard of fifty (50) megagrams per year.

A. If the NMOC emission rate calculated in paragraph (5)(A)1. **of this rule** is less than fifty (50) megagrams per year, then the landfill owner shall submit an emission rate report as provided in paragraph (8)(B)1. **of this rule**, and shall recalculate the NMOC mass emission rate annually as required under paragraph (3)(B)1. **of this rule**.

B. If the calculated NMOC emission rate is equal to or greater than fifty (50) megagrams per year, then the landfill owner shall either comply with paragraph (3)(B)2. **of this rule**, or determine a site-specific NMOC concentration and recalculate the NMOC emission rate using the procedures provided in paragraph (5)(A)3. **of this rule**.

3. Tier 2. The landfill owner or operator shall determine the NMOC concentration using the following sampling procedure. The landfill owner or operator shall install at least two (2) sample probes per hectare of landfill surface that has retained waste for at least two (2) years. If the landfill is larger than twenty-five (25) hectares in area, only fifty (50) samples are required. The sample probes should be located to avoid known areas of nondegradable solid waste. The owner or operator shall collect and analyze one (1) sample of landfill gas from each probe to determine the NMOC concentration using Method 25C or Method 18 of Appendix A, 40 CFR part 60 (incorporated by reference). If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent *Compilation of Air Pollutant Emission Factors, Volume I: Stationary Point and Area Sources* (AP-42), available from the Government Printing Office. If composite sampling is used, equal volumes shall be taken from each sample probe. If more than the required number of samples are taken, all samples shall be used in the analysis. The landfill owner or operator shall

divide the NMOC concentration from Method 25C by six (6) to convert from C_{NMOC} as carbon to C_{NMOC} as hexane.

A. The landfill owner or operator shall recalculate the NMOC mass emission rate using the equations provided in subparagraph (5)(A)1.A. or B. **of this rule** and using the average NMOC concentration from the collected samples instead of the default value in the equation provided in paragraph (5)(A)1. **of this rule**.

B. If the resulting mass emission rate calculated using the site-specific NMOC concentration is equal to or greater than fifty (50) megagrams per year, then the landfill owner or operator shall either comply with paragraph (3)(B)2. **of this rule**, or determine the site-specific methane generation rate constant and recalculate the NMOC emission rate using the site-specific methane generation rate using the procedure specified in paragraph (5)(A)4. **of this rule**.

C. If the resulting NMOC mass emission rate is less than fifty (50) megagrams per year, the owner or operator shall submit a periodic estimate of the emission rate report as provided in paragraph (8)(B)1. **of this rule** and retest the site-specific NMOC concentration every five (5) years using the methods specified in this section.

4. Tier 3. The site-specific methane generation rate constant shall be determined using the procedures provided in Method 2E of Appendix A, 40 CFR part 60 (incorporated by reference). The landfill owner or operator shall estimate the NMOC mass emission rate using equations in subparagraph (5)(A)1.A. or B. **of this rule** and using a site-specific methane generation rate constant k , and the site-specific NMOC concentration as determined in paragraph (5)(A)3. **of this rule** instead of the default values provided in paragraph (5)(A)1. **of this rule**. The landfill owner or operator shall compare the resulting NMOC mass emission rate to the standard of fifty (50) megagrams per year.

A. If the NMOC mass emission rate as calculated using the site-specific methane generation rate and concentration of NMOC is equal to or greater than fifty (50) megagrams per year, the owner or operator shall comply with paragraph (3)(B)2. **of this rule**.

B. If the NMOC mass emission rate is less than fifty (50) megagrams per year, then the owner or operator shall submit a periodic emission rate report as provided in paragraph (8)(B)1. **of this rule** and shall recalculate the NMOC mass emission rate annually, as provided in paragraph (8)(B)1. **of this rule** using the equations in paragraph (5)(A)1. **of this rule** and using the site-specific methane generation rate constant and NMOC concentration obtained in paragraph (5)(A)3. **of this rule**. The calculation of the methane generation rate constant is performed only once, and the value obtained */is/ from this test shall be* used in all subsequent annual NMOC emission rate calculations.

5. The owner or operator may use other methods to determine the NMOC concentration or a site-specific k as an alternative to the methods required in paragraphs (5)(A)3. and 4. **of this rule** if the method has been approved by the director.

6. The owner or operator may recalculate the */MNOC/* NMOC mass emission rate using AP-42 values instead of the default values provided in paragraph (5)(A)1. **of this rule** as an alternative to the methods required in paragraph (5)(A)3. or 4. **of this rule**.

(B) After the installation of a collection and control system in compliance with section (6) **of this rule**, the owner or operator shall calculate the NMOC emission rate for purposes of determining when the system can be removed as provided in subparagraph (3)(B)2.E. **of this rule**, using the following equation:

$$M_{\text{NMOC}} = 1.89 \times 10^{-3} Q_{\text{LFG}} C_{\text{NMOC}}$$

where,

M_{NMOC} = mass emission rate of NMOC, megagrams per year

Q_{LFG} = flow rate of landfill gas, cubic meters per minute

C_{NMOC} = NMOC concentration, parts per million by volume as hexane

1. The flow rate of landfill gas, Q_{LFG} , shall be determined by measuring the total landfill gas flow rate at the common header pipe that leads to the control device using a gas flow measuring device calibrated according to the provisions of section 4 of Method 2E.

2. The average NMOC concentration, C_{NMOC} , shall be determined by collecting and analyzing landfill gas sampled from the common header pipe before the gas moving or condensate removal equipment using the procedures in Method 25C or Method 18. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent *Compilation of Air Pollutant Emission Factors* (AP-42). The sample location on the common header pipe shall be before any condensate removal or other gas refining units. The landfill owner or operator shall divide the NMOC concentration from Method 25C by six (6) to convert from C_{NMOC} as carbon to C_{NMOC} as hexane.

3. The owner or operator may use another method to determine landfill gas flow rate and NMOC concentration if the method has been approved by the director as provided in part (3)(B)2.A.(II) of this rule.

(C) The owner or operator of each MSW landfill subject to the provisions of this rule shall estimate the NMOC emission rate for comparison to the prevention of significant deterioration (PSD) major source and significance levels in 40 CFR part 51.166 or 52.21 (incorporated by reference) using AP-42 or other approved measurement procedures. If a collection system, which complies with the provisions in paragraph (3)(B)2. of this rule is already installed, the owner or operator shall estimate the NMOC emission rate using the procedures provided in subsection (5)(B).

(D) For the performance test required in part (3)(B)2.C.(II) of this rule, Method 25C or Method 18 shall be used to determine compliance with ninety-eight (98) weight-percent efficiency or the twenty (20) ppmv outlet concentration level, unless another method to demonstrate compliance has been approved by the director as provided by part (3)(B)2.A.(II) of this rule. If using Method 18, the minimum list of compounds to be tested shall be those published in the most recent *Compilation of Air Pollutant Emission Factors* (AP-42). The following equation shall be used to calculate efficiency:

$$\text{Control Efficiency} = (\text{NMOC}_{\text{in}} - \text{NMOC}_{\text{out}}) / (\text{NMOC}_{\text{in}})$$

where,

NMOC_{in} = mass of NMOC entering control device

NMOC_{out} = mass of NMOC exiting control device

(6) Compliance Provisions.

(A) Except as provided in part (3)(B)2.A.(II) of this rule, the specified methods in paragraphs (6)(A)1. through (6)(A)6. of this rule shall be used to determine whether the gas collection system is in compliance with subparagraph (3)(B)2.B. of this rule.

1. For the purposes of calculating the maximum expected gas generation flow rate from the landfill to determine compliance with subpart (3)(B)2.B.(I)(a) of this rule, one (1) of the following equations shall be used. The k and L_0 kinetic factors should be those published in the most recent *Compilation of Air Pollutant Emission Factors* (AP-42) or other site-specific values demonstrated to be appropriate and approved by the director. If k has been

determined as specified in paragraph (5)(A)4. of this rule, the value of k determined from the test shall be used. A value of no more than fifteen (15) years shall be used for the intended use period of the gas mover equipment. The active life of the landfill is the age of the landfill plus the estimated number of years until closure.

A. For sites with unknown year-to-year solid waste acceptance rate—

$$Q_m = 2L_0 R (e^{-kc} - e^{-kt})$$

where,

Q_m = maximum expected gas generation flow rate, cubic meters per year

L_0 = methane generation potential, cubic meters per megagram solid waste

R = average annual acceptance rate, megagrams per year

k = methane generation rate constant, year⁻¹

t = age of the landfill at equipment installation plus the time the owner or operator intends to use the gas mover equipment or active life of the landfill, whichever is less. If the equipment is installed after closure, t is the age of the landfill at installation, years

c = time since closure, years (for an active landfill $c = 0$ and $e^{-kc} = 1$)

B. For sites with known year-to-year solid waste acceptance rate—

$$Q_{i/m} = \sum_{i=1}^n k L_0 M_i (e^{-kt_i})$$

where,

$Q_{i/m}$ = maximum expected gas generation flow rate, cubic meters per year

k = methane generation rate constant, year⁻¹

L_0 = methane generation potential, cubic meters per megagram solid waste

M_i = mass of solid waste in the i^{th} section, megagrams

t_i = age of the i^{th} section, years

C. If a collection and control system has been installed, actual flow data may be used to project the maximum expected gas generation flow rate instead of, or in conjunction with, the equations in subparagraphs (6)(A)1.A. and B. of this rule. If the landfill is still accepting waste, the actual measured flow data will not equal the maximum expected gas generation rate, so calculations using the equations in subparagraphs (6)(A)1.A. or B. of this rule or other methods shall be used to predict the maximum expected gas generation rate over the intended period of use of the gas control system equipment.

2. For the purposes of determining sufficient density of gas collectors for compliance with subpart (3)(B)2.B.(I)(b) of this rule, the owner or operator shall design a system of vertical wells, horizontal collectors, or other collection devices, satisfactory to the director, capable of controlling and extracting gas from all portions of the landfill sufficient to meet all operational and performance standards.

3. For the purpose of demonstrating whether the gas collection system flow rate is sufficient to determine compliance with subpart (3)(B)2.B.(I)(c) of this rule, the owner or operator shall measure gauge pressure in the gas collection header at each individual well, monthly. If a positive pressure exists, action shall be initiated to correct the exceedance within five (5) calendar days, except for the three (3) conditions allowed under subsection (4)(B) of this rule. If negative pressure cannot be achieved without excess air infiltration within fifteen (15) calendar days of the first

measurement, the gas collection system shall be expanded to correct the exceedance within one hundred twenty (120) days of the initial measurement of positive pressure. Any attempted corrective measure shall not cause exceedances of other operational or performance standards. **An alternative timeline for correcting the exceedance may be submitted to the director for approval.**

4. Owners or operators are not required to *[install additional wells]* **expand the system** as required in paragraphs (6)(A)3. **of this rule** during the first one hundred eighty (180) days after gas collection system start-up.

5. For the purpose of identifying whether excess air infiltration into the landfill is occurring, the owner or operator shall monitor each well monthly for temperature and nitrogen or oxygen as provided in subsection (4)(C) **of this rule**. If a well exceeds one (1) of these operating parameters, action shall be initiated to correct the exceedance within five (5) calendar days. If correction of the exceedance cannot be achieved within fifteen (15) calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within one hundred twenty (120) days of the initial exceedance. Any attempted corrective measure shall not cause exceedances of other operational or performance standards. **An alternative timeline for correcting the exceedance may be submitted to the director for approval.**

6. An owner or operator seeking to demonstrate compliance with subpart (3)(B)2.B.(I)(d) **of this rule** through the use of a collection system not conforming to the specifications provided in section (10) **of this rule** shall provide information satisfactory to the director as specified in part (3)(B)2.A.(III) **of this rule** demonstrating that off-site migration is being controlled.

(B) For purposes of compliance with subsection (4)(A) **of this rule**, each owner or operator of a controlled landfill shall place each well or design component as specified in the approved design plan as provided in subparagraph (3)(B)2.A. **of this rule**. Each well shall be installed *[within]* **no later than** sixty (60) days of the date in which the initial solid waste has been in place for a period of—

1. Five (5) years or more if active; or
2. Two (2) years or more if closed or at final grade.

(C) The following procedures shall be used for compliance with the surface methane operational standard as provided in subsection (4)(D) **of this rule**:

1. After installation of the collection system, the owner or operator shall monitor surface concentrations of methane along the entire perimeter of the collection area and along a *[serpentine]* pattern *[spaced]* **that traverses the landfill at thirty (30)-meter[s] *[(30m)]* apart** intervals (or a site-specific established spacing) for each collection area on a quarterly basis using an organic vapor analyzer, flame ionization detector, or other portable monitor meeting the specifications provided in subsection (6)(D) **of this rule**;

2. The background concentration shall be determined by moving the probe inlet upwind and downwind outside the boundary of the landfill at a distance of at least thirty (30) meters *[(30m)]* from the perimeter wells;

3. Surface emission monitoring shall be performed in accordance with section 4.3.1 of Method 21 of Appendix A, 40 CFR part 60 (*///* incorporated by reference), except that the probe inlet shall be placed within five to ten centimeters (5–10 cm) of the ground. Monitoring shall be performed during typical meteorological conditions;

4. Any reading of five hundred (500) parts per million *[(500)]* (ppm) or more above background at any location shall be recorded as a monitored exceedance and the actions specified in subparagraphs (6)(C)4.A. through E. **of this rule** shall be taken. As long as the specified actions are taken, the exceedance is not a violation of the operational requirements of subsection (4)(D) **of this rule**.

A. The location of each monitored exceedance shall be marked and the location recorded.

B. Cover maintenance or adjustments to the vacuum of the adjacent wells to increase the gas collection in the vicinity of each exceedance shall be made and the location shall be remonitored within ten (10) calendar days of detecting the exceedance.

C. If the remonitoring of the location shows a second exceedance, additional corrective action shall be taken and the location shall be monitored again within ten (10) days of the second exceedance. If the remonitoring shows a third exceedance for the same location, the action specified in subparagraph (6)(C)4.E. **of this rule** shall be taken, and no further monitoring of that location is required until the action specified in subparagraph (6)(C)4.E. **of this rule** has been taken.

D. Any location that initially showed an exceedance but has a methane concentration less than five hundred (500) ppm methane above background at the ten (10)-day remonitoring specified in subparagraph (6)(C)4.B. or C. **of this rule** shall be remonitored one (1) month from the initial exceedance. If the one (1)-month remonitoring shows a concentration less than five hundred (500) ppm above background, no further monitoring of that location is required until the next quarterly monitoring period. If the one (1)-month remonitoring shows an exceedance, the actions specified in subparagraph (6)(C)4.C. or E. **of this rule** shall be taken.

E. For any location where monitored methane concentration equals or exceeds five hundred (500) ppm above background three (3) times within a quarterly period, a new well or other collection device shall be installed within one hundred twenty (120) calendar days of the initial exceedance. An alternative remedy to the exceedance, such as upgrading the blower, header pipes or control device, and a corresponding timeline for installation may be submitted to the director for approval; and

5. The owner or operator shall implement a program to monitor for cover integrity and implement cover repairs as necessary on a monthly basis.

(D) Each owner or operator seeking to comply with the provisions in subsection (6)(C) **of this rule** shall comply with the following instrumentation specifications and procedures for surface emission monitoring devices:

1. The portable analyzer shall meet the instrument specifications provided in section 3 of Method 21, except that “methane” shall replace all references to VOC;

2. The calibration gas shall be methane, diluted to a nominal concentration of five hundred (500) ppm in air;

3. To meet the performance evaluation requirements in section 3.1.3 of Method 21, the instrument evaluation procedures of section 4.4 of Method 21 shall be used; and

4. The calibration procedures provided in section 4.2 of Method 21 shall be followed immediately before commencing a surface monitoring survey.

(7) Monitoring of Operations. Except as provided in part (3)(B)2.A.(II) **of this rule**—

(A) Each owner or operator seeking to comply with part (3)(B)2.B.(I) **of this rule** for an active gas collection system shall install a sampling port and a thermometer or other temperature measuring device, **or an access port for temperature measurements** at each wellhead and—

1. Measure the gauge pressure in the gas collection header on a monthly basis as provided in paragraph (6)(A)3. **of this rule**; and

2. Monitor nitrogen or oxygen concentration in the landfill gas on a monthly basis as provided in paragraph (6)(A)5. **of this rule**; and

3. Monitor temperature of the landfill gas on a monthly basis as provided in paragraph (6)(A)5. **of this rule**;

(B) Each owner or operator seeking to comply with subparagraph (3)(B)2.C. **of this rule** using an enclosed combustor shall

calibrate, maintain, and operate according to the manufacturer's specifications, the following equipment:

1. A temperature monitoring device equipped with a continuous recorder and having a/n/ **minimum** accuracy of plus or minus one percent ($\pm 1\%$) of the temperature being measured expressed in degrees Celsius or *[minus or plus point five degrees] plus or minus one-half degree Celsius* ($\pm 0.5^\circ\text{C}$), whichever is greater. A temperature monitoring device is not required for boilers or process heaters with design heat input capacity greater than forty-four (44) megawatts; and

2. *[A gas flow rate measuring device that provides a measurement of gas]* **A device that records** flow to or bypass of the control device. The owner or operator shall either—

A. Install, calibrate, and maintain a gas flow rate measuring device that shall record the flow to the control device at least every fifteen (15) minutes; or

B. Secure the bypass line valve in the closed position with a car-seal or a lock-and-key type configuration. A visual inspection of the seal or closure mechanism shall be performed at least once every month to ensure that the valve is maintained in the closed position and that the gas flow is not diverted through the bypass line;

(C) Each owner or operator seeking to comply with subparagraph (3)(B)2.C. **of this rule** using an open flare shall install, calibrate, maintain, and operate according to the manufacturer's specifications the following equipment:

1. A heat sensing device, such as an ultraviolet beam sensor or thermocouple, at the pilot light or the flame itself to indicate the continuous presence of a flame; **and**

2. A device that records flow to or bypass of the flare. The owner or operator shall either—

A. Install, calibrate, and maintain a gas flow rate measuring device that shall record the flow to the control device at least every fifteen (15) minutes; or

B. Secure the bypass line valve in the closed position with a car-seal or a lock-and-key type configuration. A visual inspection of the seal or closure mechanism shall be performed at least once every month to ensure that the valve is maintained in the closed position and that the gas flow is not diverted through the bypass line;

(D) Each owner or operator seeking to demonstrate compliance with subparagraph (3)(B)2.C. **of this rule** using a device other than an open flare or an enclosed combustor shall provide information satisfactory to the director as provided in part (3)(B)2.A.(II) **of this rule** describing the operation of the control device, the operating parameters that would indicate proper performance, and appropriate monitoring procedures. The director shall review the information and either approve it, or request that additional information be submitted. The director may specify additional appropriate monitoring procedures to insure that human health and safety is protected;

(E) Each owner or operator seeking to install a collection system that does not meet the specifications in section (10) **of this rule** or seeking to monitor alternative parameters to those required by sections (4) through (7) **of this rule** shall provide information satisfactory to the director as provided in parts (3)(B)2.A.(II) and (III) **of this rule** describing the design and operation of the collection system, the operating parameters that would indicate proper performance, and appropriate monitoring procedures. The director may specify additional appropriate monitoring procedures to insure that human health and safety is protected; or

(F) Each owner or operator seeking to demonstrate compliance with subsection (6)(C) **of this rule**, shall monitor surface concentrations of methane according to the instrument specifications and procedures provided in subsection (6)(D) **of this rule**. Any closed landfill that has no monitored exceedances of the operational standard in three (3) consecutive quarterly monitoring periods may skip to annual monitoring. Any methane reading of five hundred

(500) ppm or more above background detected during the annual monitoring returns the frequency for that landfill to quarterly monitoring.

(8) Reporting Requirements. Except as provided in part (3)(B)2.A.(II) **of this rule**—

(A) Each owner or operator subject to the requirements of this rule shall submit an initial design capacity report to the director.

1. The initial design capacity report shall be submitted within ninety (90) days of the rule effective date.

2. The initial design capacity report shall contain the following information:

A. A map or plot of the landfill, providing the size and location of the landfill, and identifying all areas where solid waste may be landfilled according to the provisions of the state or local construction or operating permit; and

B. The maximum design capacity of the landfill. Where the maximum design capacity is specified in the state or local construction permit, a copy of the permit specifying the maximum design capacity may be submitted as part of the report. If the maximum design capacity of the landfill is not specified in the permit, the maximum design capacity shall be calculated using good engineering practices. The calculations shall be provided, along with such parameters as depth of solid waste, solid waste acceptance rate, and compaction practices as part of the report. The state, local agency, or director may request other reasonable information as may be necessary to verify the maximum design capacity of the landfill.

3. An amended design capacity report shall be submitted to the director providing notification of any increase in the design capacity of the landfill, whether the increase results from an increase in the permitted area or depth of the landfill, a change in the operating procedures, or any other means which results in an increase in the maximum design capacity of the landfill above two and one-half (2.5) million megagrams *or* **and** two and one-half (2.5) million cubic meters. The amended design capacity report shall be submitted within ninety (90) days of the issuance of an amended construction or operating permit, or the placement of waste in additional land, or the change in operating procedures which will result in an increase in maximum design capacity, whichever occurs first;

(B) Each owner or operator subject to the requirements of this rule shall submit an NMOC emission rate report to the director initially and annually thereafter, except as provided for in subparagraph (8)(B)3. **of this rule**. The director may request such additional information as may be necessary to verify the reported NMOC emission rate.

1. The NMOC emission rate report shall contain an annual or five (5)-year estimate of the NMOC emission rate calculated using the formula and procedures provided in subsection (5)(A) or (B) **of this rule**, as applicable.

A. The initial NMOC emission rate report shall be submitted within ninety (90) days of the rule effective date and may be combined with the initial design capacity report required in subsection (8)(A) **of this rule**. Subsequent NMOC emission rate reports shall be submitted annually thereafter, except as provided for in subparagraph (8)(B)1.B. and paragraph (8)(B)3. **of this rule**.

B. If the estimated NMOC emission rate as reported in the annual report to the director is less than fifty (50) megagrams per year in each of the next five (5) consecutive years, the owner or operator may elect to submit an estimate of the NMOC emission rate for the next five (5)-year period in lieu of the annual report. This estimate shall include the current amount of solid waste-in-place and the estimated waste acceptance rate for each year of the five (5) years for which an NMOC emission rate is estimated. All data and calculations upon which this estimate is based shall be provided to the director. This estimate shall be revised at least once every five (5) years. If the actual waste acceptance rate

exceeds the estimated waste acceptance rate in any year reported in the five (5)-year estimate, a revised five (5)-year estimate shall be submitted to the director. The revised estimate shall cover the five (5)-year period beginning with the year in which the actual waste acceptance rate exceeded the estimated waste acceptance rate.

2. The NMOC emission rate report shall include all the data, calculations, sample reports and measurements used to estimate the annual or five (5)-year emissions.

3. Each owner or operator subject to the requirements of this rule is exempted from the requirements of paragraphs (8)(B)1. and 2. **of this rule** after the installation of a collection and control system in compliance with paragraph (3)(B)2. **of this rule**, during such time as the collection and control system is in operation and in compliance with sections (4) and (6) **of this rule**;

(C) Each owner or operator subject to the provisions of subparagraph (3)(B)2.A. **of this rule** shall submit a collection and control system design plan to the director within one (1) year of the first report, required under subsection (8)(B) **of this rule**, in which the emission rate exceeds fifty (50) megagrams per year, except as follows:

1. If the owner or operator elects to recalculate the NMOC emission rate after Tier 2 NMOC sampling and analysis as provided in paragraph (5)(A)3. **of this rule** and the resulting rate is less than fifty (50) megagrams per year, annual periodic reporting shall be resumed, using the Tier 2 determined site-specific NMOC concentration, until the calculated emission rate is equal to or greater than fifty (50) megagrams per year or the landfill is closed. The revised NMOC emission rate report, with the recalculated emission rate based on NMOC sampling and analysis, shall be submitted within one hundred eighty (180) days of the first calculated exceedance of fifty (50) megagrams per year; and

2. If the owner or operator elects to recalculate the NMOC emission rate after determining a site-specific methane generation rate constant (k), as provided in Tier 3 in paragraph (5)(A)4. **of this rule**, and the resulting NMOC emission rate is less than fifty (50) Mg/yr, annual periodic reporting shall be resumed. The resulting site-specific methane generation rate constant (k) shall be used in the emission rate calculation until such time as the emissions rate calculation results in an exceedance. The revised NMOC emission rate report based on the provisions of paragraph (5)(A)4. **of this rule** and the resulting site-specific methane generation rate constant (k) shall be submitted to the director within one (1) year of the first calculated emission rate exceeding fifty (50) megagrams per year;

(E) Each owner or operator of a controlled landfill shall submit an equipment removal report to the director thirty (30) days prior to removal or cessation of operation of the control equipment.

1. The equipment removal report shall contain all of the following items:

A. A copy of the closure report submitted in accordance with subsection (8)(D) **of this rule**;

B. A copy of the initial performance test report demonstrating that the fifteen (15)-year minimum control period has expired; and

C. Dated copies of three (3) successive NMOC emission rate reports demonstrating that the landfill is no longer producing fifty (50) megagrams or greater of NMOC per year.

2. The director may request such additional information as may be necessary to verify that all of the conditions for removal in subparagraph (3)(B)2.E. **of this rule** have been met;

(F) Each owner or operator of a landfill seeking to comply with paragraph (3)(B)2. **of this rule** using an active collection system designed in accordance with subparagraph (3)(B)2.B. **of this rule** shall submit to the director annual reports of the recorded information in paragraphs (8)(F)1. through 6. **of this rule**. The initial annual report shall be submitted within one hundred eighty (180) days of installation and start-up of the collection and control sys-

tem, and shall include the initial performance test report required under 40 CFR part 60.8 (incorporated by reference). For enclosed combustion devices and flares, reportable exceedances are defined under subsection (9)(C) **of this rule**.

1. Value and length of time for exceedance of applicable parameters monitored under subsections (7)(A), (B), (C), and (D) **of this rule**.

2. Description and duration of all periods when the gas stream is diverted from the control device through a bypass line or the indication of bypass flow as specified under section (7) **of this rule**.

3. Description and duration of all periods when the control device was not operating for a period exceeding one (1) hour and length of time the control device was not operating.

4. All periods when the collection system was not operating in excess of five (5) days.

5. The location of each exceedance of the five hundred (500) ppm methane concentration as provided in subsection (4)(D) **of this rule** and the concentration recorded at each location for which an exceedance was recorded in the previous month.

6. The date of installation and the location of each well or collection system expansion added pursuant to paragraph (6)(A)3., subsection (6)(B), and paragraph (6)(C)4. **of this rule**; and

(G) Each owner or operator seeking to comply with subparagraph (3)(B)2.A. **of this rule** shall include the following information with the initial performance test report required under 40 CFR part 60.8 (incorporated by reference):

1. A diagram of the collection system showing collection system positioning including all wells, horizontal collectors, surface collectors, or other gas extraction devices, including the locations of any areas excluded from collection and the proposed sites for the future collection system expansion;

2. The data upon which the sufficient density of wells, horizontal collectors, surface collectors, or other gas extraction devices and the gas mover equipment sizing are based;

3. The documentation of the presence of asbestos or non-degradable material for each area from which collection wells have been excluded based on the presence of asbestos or nondegradable material;

4. The sum of the gas generation flow rates for all areas from which collection wells have been excluded based on nonproductivity and the calculations of gas generation flow rate for each excluded area;

5. The provisions for increasing gas mover equipment capacity with increased gas generation flow rate, if the present gas mover equipment is inadequate to move the maximum flow rate expected over the life of the landfill; and

6. The provisions for the control of off-site migration.

(9) Record ~~/k/~~Keeping Requirements. Except as provided in part (3)(B)2.A.(II) **of this rule**—

(A) Each owner or operator of an MSW landfill subject to the provisions of subsection (3)(B) **of this rule** shall keep for at least five (5) years up-to-date, readily accessible, on-site records of the ~~/maximum/~~ design capacity report which triggered subsection (3)(B) **of this rule**, the current amount of solid waste in-place, and the year-by-year waste acceptance rate. Records may be maintained off-site if they are retrievable within four (4) hours. A longer period is acceptable if records are needed for an unresolved enforcement action. Either paper copy or electronic formats are acceptable;

(B) Each owner or operator of a controlled landfill shall keep up-to-date, readily accessible records for the life of the control equipment of the data listed in paragraphs (9)(B)1. through 4. **of this rule** as measured during the initial performance test or compliance determination. Records of subsequent tests or monitoring shall be maintained for a minimum of five (5) years. Records of

the control device vendor specifications shall be maintained until removal.

1. Where an owner or operator subject to the provisions of this rule seeks to demonstrate compliance with subparagraph (3)(B)2.B. **of this rule**—

A. The maximum expected gas generation flow rate as calculated in paragraph (6)(A)1. **of this rule**. The owner or operator may use another method to determine the maximum gas generation flow rate, if the method has been approved by the director; and

B. The density of wells, horizontal collectors, surface collectors, or other gas extraction devices determined using the procedures specified in paragraph (10)(A)1. **of this rule**.

2. Where an owner or operator subject to the provisions of this rule seeks to demonstrate compliance with subparagraph (3)(B)2.C. **of this rule** through use of an enclosed combustion device other than a boiler or process heater with a design heat input capacity greater than forty-four (44) megawatts—

A. The average combustion temperature measured at least every fifteen (15) minutes and averaged over the same time period of the performance test; and

B. The percent reduction of NMOC determined as specified in part (3)(B)2.C.(II) **of this rule** achieved by the control device.

3. Where an owner or operator subject to the provisions of this rule seeks to demonstrate compliance with subpart (3)(B)2.C.(II)(a) **of this rule** through use of a boiler or process heater of any size—a description of the location at which the collected gas vent stream is introduced into the boiler or process heater over the same time period of the performance testing.

4. Where an owner or operator subject to the provisions of this rule seeks to demonstrate compliance with part (3)(B)2.C.(I) **of this rule** through use of an open flare, the flare type (that is, steam-assisted, air-assisted, or nonassisted), all visible emission readings, heat content determination, flow rate or bypass flow rate measurements, and exit velocity determinations made during the performance test as specified in 40 CFR part 60.18 (incorporated by reference); continuous records of the flare pilot flame or flare flame monitoring and records of all periods of operations during which the pilot flame of the flare flame is absent;

(C) Each owner or operator of a controlled landfill subject to the provisions of this rule shall keep for five (5) years up-to-date, readily accessible continuous records of the equipment operating parameters specified to be monitored in section (7) **of this rule** as well as up-to-date, readily accessible records for periods of operation during which the parameter boundaries established during the most recent performance test are exceeded.

1. The following constitute exceedances that shall be recorded and reported under subsection (8)(F) **of this rule**:

A. For enclosed combustors except for boilers and process heaters with design heat input capacity of forty-four (44) megawatts (150 million British thermal units per hour) or greater, all three (3)-hour periods of operation during which the average combustion temperature was more than twenty-eight degrees Celsius (28°C) below the average combustion temperature during the most recent performance test at which compliance with subparagraph (3)(B)2.C. **of this rule** was determined; and

B. For boilers or process heaters, whenever there is a change in the location at which the vent stream is introduced into the flame zone as required under subparagraph (9)(B)3.A. **of this rule**.

2. Each owner or operator subject to the provisions of this rule shall keep up-to-date, readily accessible continuous records of the indication of flow to the control device or the indication of bypass flow or records of monthly inspections of car-seals or lock-and-key configurations used to seal bypass lines, specified under section (7) **of this rule**.

3. Each owner or operator subject to the provisions of this rule who uses a boiler or process heater with a design heat input capacity of forty-four (44) megawatts or greater to comply with subparagraph (3)(B)2.C. **of this rule** shall keep an up-to-date, readily accessible record of all periods of operation of the boiler

or process heater. (Examples of such records could include records of steam use, fuel use, or monitoring data collected pursuant to other state or local regulatory requirements.)

4. Each owner or operator seeking to comply with the provisions of this rule by use of an open flare shall keep up-to-date, readily accessible continuous records of the flame or flare pilot flame monitoring specified under subsection (7)(C) **of this rule**, and up-to-date, readily accessible records of all periods of operation in which the flame or flare pilot flame is absent;

(D) Each owner or operator subject to the provisions of this rule shall keep for the life of the collection system an up-to-date, readily accessible plot map showing each existing and planned collector in the system and providing a unique identification location label for each collector.

1. Each owner or operator subject to the provisions of this rule shall keep up-to-date, readily accessible records of the installation date and location of all newly installed collectors as specified under subsection (6)(B) **of this rule**.

2. Each owner or operator subject to the provisions of this rule shall keep readily accessible documentation of the nature, date of deposition, amount, and location of asbestos-containing or non-degradable waste excluded from collection as provided in subparagraph (10)(A)3.A. **of this rule** as well as any nonproductive areas excluded from collection as provided in subparagraph (10)(A)3.B. **of this rule**; *and*

(E) Each owner or operator subject to the provisions of this rule shall keep for at least five (5) years up-to-date, readily accessible records of all collection and control system exceedances of the operational standards in section (4) **of this rule**, the reading in the subsequent month whether or not the second reading is an exceedance, and the location of each exceedance.; *and*

(F) Landfill owners or operators who convert design capacity from volume to mass or mass to volume to demonstrate that landfill design capacity is less than two and one-half (2.5) million megagrams or two and one-half (2.5) million cubic meters, as provided in the definition of design capacity, shall keep readily accessible, on-site records of the annual recalculation of site-specific density, design capacity, and the supporting documentation. Off-site records may be maintained if they are retrievable within four (4) hours of request. Either paper copy or electronic formats are acceptable.

(10) Specifications for Active Collection Systems.

(A) Each owner or operator seeking to comply with subparagraph (3)(B)2.A. **of this rule** shall site active collection wells, horizontal collectors, surface collectors, or other extraction devices at a sufficient density throughout all gas producing areas using the following procedures unless alternative procedures have been approved by the director as provided in parts (3)(B)2.A.(III) and (IV) **of this rule**:

1. The collection devices within the interior and along the perimeter areas shall be certified to achieve comprehensive control of surface gas emissions by a professional engineer. The following issues shall be addressed in the design: depths of refuse, refuse gas generation rates and flow characteristics, cover properties, gas system [*expandability*] **expandability**, leachate and condensate management, accessibility, compatibility with filling operations, integration with closure end use, air intrusion control, corrosion resistance, fill settlement, and resistance to the refuse decomposition heat;

2. The sufficient density of gas collection devices determined in paragraph (10)(A)1. **of this rule** shall address landfill gas migration issues and augmentation of the collection system through the use of active or passive systems at the landfill perimeter or exterior; and

3. The placement of gas collection devices determined in paragraph (10)(A)1. **of this rule** shall control all gas producing areas, except as provided by subparagraphs (10)(A)3.A. and B. **of this rule**.

A. Any segregated area of asbestos or nondegradable material may be excluded from collection if documentation is provided

as specified under subsection (9)(D) of this rule. The documentation shall provide the nature, date of deposition, location and amount of asbestos or nondegradable material deposited in the area, and shall be provided to the director upon request.

B. Any nonproductive area of the landfill may be excluded from control, provided that the total of all excluded areas can be shown to contribute less than one percent (1%) of the total amount of NMOC emissions from the landfill. The amount, location, and age of the material shall be documented and provided to the director upon request. A separate NMOC emissions estimate shall be made for each section proposed for exclusion, and the sum of all such sections shall be compared to the NMOC emissions estimate for the entire landfill. Emissions from each section shall be computed using the following equation:

$$Q_i = 2 k L_o M_i (e^{-kt}) (C_{NMOC}) (3.6 \times 10^{-9})$$

where,

Q_i = NMOC emission rate from the i th section, megagrams per year

k = methane generation rate constant, year⁻¹

L_o = methane generation potential, cubic meters per megagram solid waste

M_i = mass of the degradable solid waste in the i th section, megagram

t_i = age of the solid waste in the i th section, years

C_{NMOC} = concentration of nonmethane organic compounds, parts per million by volume

3.6×10^{-9} = conversion factor

The values for k , $[L_o]$ and $[C_{NMOC}]$ C_{NMOC} determined in field testing shall be used, if field testing has been performed in determining the NMOC emission rate or the radii of influence (the distance from the well center to a point in the landfill where the pressure gradient applied by the blower or compressor approaches zero). If field testing has not been performed, the default values for k , L_o and $[C_{NMOC}]$ C_{NMOC} provided in paragraph (5)(A)1. of this rule or the alternative values from (5)(A)5. of this rule shall be used. The mass of nondegradable solid waste contained within the given section may be subtracted from the total mass of the section when estimating emissions provided the nature, location, age, and amount of the nondegradable material is documented as provided in subparagraph (10)(A)3.A. of this rule.

(B) Each owner or operator seeking to comply with part (3)(B)2.A.(I) of this rule shall construct the gas collection devices using the following equipment or procedures:

1. The landfill gas extraction components shall be constructed of polyvinyl chloride (PVC), high density polyethylene (HDPE) pipe, fiberglass, stainless steel, or other nonporous corrosion resistant material of suitable dimensions to—convey projected amounts of gases; withstand installation, static, and settlement forces; and withstand planned overburden or traffic loads. The collection system shall extend as necessary to comply with emission and migration standards established in this rule. Collection devices such as wells and horizontal collectors shall be perforated to allow gas entry without head loss sufficient to impair performance across the intended extent of control. Perforations shall be situated with regard to the need to prevent excessive air infiltration./;

2. Vertical wells shall be placed so as not to endanger underlying liners and shall address the occurrence of water within the landfill. Holes and trenches constructed for piped wells and horizontal collectors shall be of sufficient cross-section so as to allow for their proper construction and completion including, for example, centering of pipes and placement of gravel backfill. Collection devices shall be designed so as not to allow indirect short circuiting of air into the cover or refuse into the collection system or gas into the air. Any gravel used around pipe perforations should be of a dimension so as not to penetrate or block perforations./; and

3. Collection devices may be connected to the collection header pipes below or above the landfill surface. The connector assembly shall include a positive closing throttle valve, any necessary seals and couplings, access couplings and at least one (1) sampling port. The collection devices shall be constructed of PVC, HDPE, fiberglass, stainless steel, or other nonporous material of suitable thickness.

(C) Each owner or operator seeking to comply with part (3)(B)2.A.(I) of this rule shall convey the landfill gas to a control system in compliance with subparagraph (3)(B)2.C. of this rule through the collection header pipe(s). The gas mover equipment shall be sized to handle the maximum gas generation flow rate expected over the intended use period of the gas moving equipment using the following procedures:

1. For existing collection systems, the flow data shall be used to project the maximum flow rate. If no flow data exists, the procedures in paragraph (10)(C)2. of this rule shall be used; and

2. For new collection systems, the maximum flow rate shall be in accordance with paragraph (6)(A)1. of this rule.

AUTHORITY: section 643.050, RSMo [Supp. 1996] Supp. 1998. Original rule filed Jan. 14, 1997, effective Sept. 30, 1997. Amended: Filed Oct. 7, 1999.

PUBLIC ENTITY COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9:00 a.m., February 8, 2000. The public hearing will be held at the Ramada Inn, Hermitage Room, 1510 Jefferson Street, Jefferson City, Missouri. Opportunity to be heard at the hearing shall be afforded any interested person. Written request to be heard should be submitted at least seven days prior to the hearing to Roger D. Randolph, Director, Air Pollution Control Program, 205 Jefferson Street, P.O. Box 176, Jefferson City, MO 65102-0176, (573) 751-4817. Interested persons, whether or not heard, may submit a written statement of their views until 5:00 p.m., February 15, 2000. Written comments shall be sent to Chief, Planning Section, Air Pollution Control Program, 205 Jefferson Street, P.O. Box 176, Jefferson City, MO 65102-0176.

Title 12—DEPARTMENT OF REVENUE Division 30—State Tax Commission Chapter 1—General Organization

PROPOSED AMENDMENT

12 CSR 30-1.030 Forms. The commission is amending section (2).

PURPOSE: This amendment sets forth the forms utilized by the State Tax Commission in the assessment and collection of the general property tax.

(2) The forms to be used in the reporting and collection of taxes on railroads and street railroads pursuant to Chapter 151, RSMo, include the following: Form 20A (10-89) (Railroad Aggregate Statement of Taxable Property); Form 20 (9-87) (Railroad Aggregate Statement of Taxable Property); Form 20, Schedule 1 (10-87) (Company Organization—General Information); Form 30, Schedule 2 (10-89) (Taxation by States); Form 20, Schedule 3 (10-89) (Mileage of Road and Railway Statistics); Form 20, Schedule 3T (10-87) (Mileage of Road and Railway Statistics—Terminals); Form 20, Schedule 4 (10-88) (Main Track Mileage); Form 20, Schedule 5 (10-85) (Leased Equipment); Form 20, Schedule 6 (10-

85) (Real/Personal Allocation); Form 20; Schedule 7 (10-85) (Comparative Balance Sheet); Form 20, Schedule 8 (10-85) (Comparative Income Statement); Form 30, Schedule 9 (10-85) (Capital Stock); Form 30, Schedule 10 (10-88) (Long Term Debt); Form 30, Schedule 11 (10-85) (Non-Operating Property in Missouri); Form 30, Schedule 12 (10-87) (Total of County's Locally Assessed Property); Form 30, Schedule 13 (11-86) (County Apportionment); Form 30, Schedule 14 (11-86) (Local Assessments); Form 30, Schedule 15 (9-87) (Real Estate Information); Form 30, Schedule 16 (11-85) (Motor Vehicle Information); Form 20, Schedule 17 (10-89) (Freight Line Company Mileage); Form 20, Schedule 18 (10-89) (Freight Line Company Credits); **Form 20, Schedule 19 (9-99) (Previous Year's Assessment and Taxes)**; Form 50 (10-89) (Freight Line Company Aggregate Statement of Taxable Property); Form 50, Schedule 1 (10-89) (Company Organization—General Information); *[Form 30, Schedule 2 (10-89) (Taxation by States); Form 50, Schedule 3 (10-89) (Freight Line Company Inventory of Rail Cars); Form 50, Schedule 4 (10-89) (Freight Line Company Mileage by Railroads; Form 50 Schedule 5 (10-89) Freight Line Company Mileage Credits); and Form 50, Schedule 6 (10-89) (Freight Line Company Allocation)]* **Form 50, Schedule 2 (9-97) (Freight Line Company Inventory of Rail Cars); and Form 50, Schedule 4 (9-97) (Freight Line Company Allocation).**

AUTHORITY: sections 137.930, 138.430, [RSMo Supp. 1989] 151.020, 153.030[, RSMo 1986] and 155.020, RSMo [Supp. 1990] 1994. Original rule filed Feb. 8, 1983, effective May 12, 1983. Emergency amendment filed Dec. 13, 1983, effective Dec. 24, 1983, expired March 15, 1984. Amended: Filed Dec. 13, 1983, effective March 12, 1984. Emergency rule and rescission filed Nov. 15, 1989, effective Dec. 31, 1989, expired Feb. 2, 1990. Rescinded and readopted: Filed Nov. 15, 1989, effective Feb. 25, 1990. Amended: Filed Nov. 3, 1999.

PUBLIC ENTITY COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Rosemary P. Kaiser, Administrative Secretary, State Tax Commission, P.O. Box 146, Jefferson City, MO 65102, (573) 751-2414. To be considered, comments must be received within thirty days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE
Division 30—State Tax Commission
Chapter 2—Original Assessment**

PROPOSED RESCISSION

12 CSR 30-2.017 *De Minimis* Levels of Assessed Valuation of Private Car Companies. This rule established *de minimis* levels of assessed valuation of private car companies for allocation to Missouri and apportionment to the counties.

*PURPOSE: This proposed rescission eliminates the exemption from **ad valorem** taxes *de minimis* amounts of distributable property held by private car companies in the state and various counties.*

AUTHORITY: sections 137.022 and 137.023, RSMo 1994. Original rule filed May 17, 1994, effective Sept. 30, 1994.

Rescinded: Filed Sept. 20, 1999.

PUBLIC ENTITY COST: This proposed rescission will most likely affect all counties in the state. The impact of the regulation on the counties is further elaborated in the fiscal note filed jointly with the proposed rescission on September 20, 1999.

PRIVATE ENTITY COST: This proposed rescission will affect many of the private railcar companies in Missouri. The impact of the regulation on the counties is further elaborated in the fiscal note filed jointly with the proposed rescission on September 20, 1999.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with Rosemary P. Kaiser, Administrative Secretary, State Tax Commission, P.O. Box 146, Jefferson City, MO 65102, (573) 751-2414. To be considered, comments must be received within thirty days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

FISCAL NOTE
PUBLIC ENTITY COST

I. RULE NUMBER

Title: 12

Division: 30

Chapter: 2

Type of Rulemaking: Proposed Recision

Rule Number and Name: 12 C.S.R. 30-2.017 De Minimis Levels of Assessed Valuation of Private
Car Companies

II. SUMMARY OF FISCAL IMPACT

All counties stand to be affected by this recision. See Attachment A. Attachment A reflects the affected county's percentage change in total Estimated Taxes by using the current de minimis exemption, and what expected taxes will be when the exemption is eliminated. The analysis was done using the 1996 county tax rates, and indicate an estimated 2.77% statewide net increase in taxes to be paid, which is estimated to result in approximately an additional \$68,351.96 in tax dollars.

While tax revenue will decrease for some counties, the burden and expense of assessment, administration, and collection will be removed and vested in the Department of Revenue.

III. WORKSHEET

See Attachment A.

IV. ASSUMPTIONS

The estimates calculated on Attachment A indicate an approximate estimate of the taxes generated with the de minimis exception in place using the tax rates from tax year 1996, and the amount of taxes to be generated when the exception is removed, using the average tax rate of Missouri counties.

FISCAL NOTE
PRIVATE ENTITY COST

I. RULE NUMBER

Title: 12

Division: 30

Chapter: 2

Type of Rulemaking: Proposed Recision

Rule Number and Name: 12 C.S.R. 30-2.017 De Minimis Levels of Assessed Valuation of Private
Car Companies

II. SUMMARY OF FISCAL IMPACT

Private railcar companies who operate or own track in Missouri may be affected by this recision. Companies that have had distributable property with a total statewide assessed value of at least \$1 but less than \$5,000, or less than \$500 in a particular county in the past and were exempt from tax, will now be subject to tax on all distributable property. The estimated net impact on the total state assessment for the railcar industry is an overall increase of 2.77%. However, because the Missouri Department of Revenue is now responsible for centrally assessing the distributable property, companies will save in administrative costs by only having to write one check, and deal with one agency; as opposed to a potential 115 checks, and 115 county assessor offices.

III. WORKSHEET

See Attachment A.

IV. ASSUMPTIONS

The estimates calculated on Attachment A indicate an approximate estimate of the taxes generated with the de minimis exception in place using the tax rates from tax year 1996, and the amount of taxes to be generated when the exception is removed, using the average tax rate of Missouri counties.

1999 Estimated Private Car Taxes by County

No	County Name	Current Method					New Method				Percent Changes		
		Assessed Value	% over \$500	Assessed Value over \$500	Tax Rate	Estimated Taxes	1999 Mileage		Assessed Value	Estimated Taxes	Assess	Rate	Taxes
							Miles	Percent					
001	Adair	140,028	87.62%	122,693	4.82	5,919.72	10.25	0.26%	128,520	6,346.14	4.75%	2.34%	6.72%
002	Andrew	142,485	87.62%	124,845	5.55	6,929.39	10.43	0.26%	130,777	6,457.58	4.75%	-11.04%	-7.31%
003	Atchison	337,988	95.76%	323,657	5.46	17,662.82	24.74	0.62%	310,204	15,317.41	-4.16%	-9.52%	-15.31%
004	Audrain	689,882	98.45%	679,189	4.81	32,691.99	78.82	1.98%	988,289	48,800.24	45.51%	2.59%	33.01%
005	Barry	298,583	95.56%	285,326	3.97	11,339.82	38.66	0.97%	484,741	23,935.77	69.89%	24.24%	52.62%
006	Barton	692,692	97.65%	677,799	4.22	28,603.15	64.27	1.61%	805,853	39,791.83	18.89%	17.01%	28.12%
007	Bates	551,271	98.06%	540,576	4.56	24,676.93	65.38	1.64%	819,771	40,479.07	51.65%	8.17%	39.04%
008	Benton	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
009	Bollinger	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
010	Boone	169,882	94.23%	160,080	5.14	8,225.73	18.06	0.45%	226,446	11,181.58	41.46%	-3.91%	26.43%
011	Buchanan	489,861	96.88%	474,577	4.87	23,127.70	35.47	0.89%	444,743	21,960.73	-6.29%	1.32%	-5.31%
012	Butler	697,092	97.90%	682,453	3.90	26,608.78	45.93	1.15%	575,896	28,436.88	-15.61%	26.64%	6.43%
013	Caldwell	539,270	97.29%	524,656	5.67	29,773.60	46.42	1.17%	582,040	28,740.26	10.94%	-12.99%	-3.60%
014	Callaway *	124,616	94.28%	117,488	4.53	5,326.16	15.90	0.40%	199,363	9,844.25	69.69%	8.92%	45.90%
015	Camden	56,013	79.47%	44,514	3.33	1,481.47	4.10	0.10%	51,408	2,538.45	15.49%	48.37%	41.64%
016	Cape Girardeau	562,239	97.07%	545,765	4.30	23,464.45	40.13	1.01%	503,172	24,845.90	-7.80%	14.85%	5.56%
017	Carroll	1,188,933	99.16%	1,178,946	5.80	68,428.18	95.62	2.40%	1,198,937	59,201.72	1.70%	-14.93%	-15.58%
018	Carter	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
019	Cass	647,808	97.69%	632,844	5.34	33,799.82	63.08	1.58%	790,932	39,055.05	24.98%	-7.55%	13.46%
020	Cedar	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
021	Charlton	644,772	97.64%	629,555	5.25	33,034.22	53.31	1.34%	668,431	33,006.10	6.18%	-5.90%	-0.09%
022	Christian	107,657	85.95%	92,531	4.55	4,209.68	7.88	0.20%	98,804	4,878.79	6.78%	8.54%	13.71%
023	Clark	424,597	96.68%	410,500	5.42	22,263.67	31.08	0.78%	389,699	19,242.72	-5.07%	-8.96%	-15.70%
024	Clay	1,187,272	98.83%	1,173,381	5.46	64,030.06	99.82	2.51%	1,251,599	61,802.08	6.67%	-9.51%	-3.61%
025	Clinton	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
026	Cole	589,487	97.52%	574,868	4.74	27,254.51	38.84	0.98%	486,998	24,047.21	-15.29%	4.15%	-13.34%
027	Cooper	601,627	97.52%	586,707	4.80	28,161.98	39.64	1.00%	497,029	24,542.52	-15.28%	2.87%	-14.75%
028	Crawford	845,100	98.40%	831,578	4.37	36,354.37	61.86	1.55%	775,635	38,299.71	-6.73%	12.95%	5.08%
029	Dade	401,923	96.32%	387,132	4.52	17,508.16	29.42	0.74%	368,884	18,214.96	-4.71%	9.18%	3.88%
030	Dallas	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
031	Davless	158,913	88.12%	140,034	6.14	8,603.72	10.47	0.26%	131,279	6,482.35	-6.25%	-19.63%	-32.73%
032	DeKalb	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
033	Dent	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
034	Douglas	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
035	Dunklin	265,910	94.42%	251,072	4.51	11,327.67	17.52	0.44%	219,676	10,847.25	-12.51%	9.44%	-4.43%
036	Franklin	1,799,882	99.45%	1,789,983	4.88	87,268.12	122.07	3.07%	1,530,582	75,577.84	-14.49%	1.28%	-15.47%
037	Gasconade	385,958	98.13%	371,021	4.89	18,128.10	25.43	0.64%	318,856	15,744.61	-14.06%	1.06%	-15.14%
038	Gentry	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
039	Greene	1,248,057	98.98%	1,235,327	4.15	51,282.85	95.01	2.39%	1,191,289	58,824.04	-3.56%	18.95%	12.82%
040	Grundy	492,431	96.97%	477,510	6.11	29,155.81	38.77	0.97%	486,120	24,003.88	1.80%	-19.13%	-21.46%
041	Harrison	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
042	Henry *	114,187	99.16%	113,228	4.62	5,233.77	21.89	0.55%	274,469	13,552.87	142.40%	6.83%	61.38%
043	Hickory	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
044	Holt	641,267	97.80%	627,159	4.91	30,803.61	46.94	1.18%	588,560	29,062.21	-6.15%	0.53%	-5.99%
045	Howard *	111,371	92.97%	103,542	5.44	5,630.86	14.21	0.36%	178,173	8,797.91	72.08%	-9.20%	36.00%
046	Howell	577,195	97.39%	562,130	3.43	19,304.49	42.25	1.06%	529,754	26,158.47	-5.76%	43.79%	26.20%
047	Iron	622,777	97.51%	607,270	3.83	23,269.10	42.12	1.06%	528,124	26,077.98	-13.03%	28.87%	10.77%
048	Jackson	2,003,513	99.60%	1,995,499	7.04	140,405.10	153.46	3.85%	1,924,168	95,012.50	-3.57%	-29.82%	-47.78%

1999 Estimated Private Car Taxes by County

		Current Method					New Method						
No	County Name	Assessed Value	% over \$500	Assessed Value over \$500	Tax Rate	Estimated Taxes	1999 Mileage		Assessed Value	Estimated Taxes	Percent Changes		
							Miles	Percent			Assess	Rate	Taxes
049	Jasper	1,031,140	98.61%	1,016,807	3.99	40,552.20	109.13	2.74%	1,368,333	67,566.23	34.57%	23.81%	39.98%
050	Jefferson	1,021,944	98.74%	1,009,068	5.19	52,364.72	70.50	1.77%	883,969	43,649.04	-12.40%	-4.85%	-19.97%
051	Johnson	542,748	97.43%	528,799	4.86	25,673.88	35.76	0.90%	448,379	22,140.28	-15.21%	1.70%	-15.96%
052	Knox	240,851	94.57%	227,773	5.41	12,327.74	17.63	0.44%	221,055	10,915.36	-2.95%	-8.77%	-12.94%
053	Laclede	488,120	97.12%	474,062	3.77	17,876.23	35.73	0.90%	448,003	22,121.70	-5.50%	30.95%	19.19%
054	Lafayette	899,213	98.60%	886,624	4.93	43,691.14	77.02	1.93%	965,720	47,685.80	8.92%	0.20%	8.38%
055	Lawrence	533,731	97.24%	519,000	4.06	21,067.35	58.64	1.47%	735,261	36,306.09	41.67%	21.65%	41.97%
056	Lewis	295,362	95.13%	280,978	4.84	13,589.03	21.62	0.54%	271,084	13,385.70	-3.52%	2.10%	-1.52%
057	Lincoln	285,791	95.13%	271,873	4.49	12,204.61	20.92	0.53%	262,307	12,952.31	-3.52%	10.00%	5.77%
058	Linn	470,093	97.02%	456,084	5.99	27,313.00	34.41	0.86%	431,452	21,304.45	-5.40%	-17.55%	-28.20%
059	Livingston	316,585	95.27%	301,611	5.82	17,566.00	36.22	0.91%	454,147	22,425.08	50.57%	-15.22%	21.67%
060	McDonald	258,582	96.43%	249,351	3.96	9,863.79	20.97	0.53%	262,934	12,983.27	5.45%	24.83%	24.03%
061	Macon	959,309	98.74%	947,222	5.52	52,242.20	70.22	1.76%	880,458	43,475.68	-7.05%	-10.47%	-20.16%
062	Madison	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
063	Maries	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
064	Marion	682,730	97.91%	668,461	4.67	31,201.10	52.15	1.31%	653,886	32,287.91	-2.18%	5.79%	3.37%
065	Mercer	355,763	95.73%	340,572	6.38	21,739.84	23.44	0.59%	293,904	14,512.53	-13.70%	-22.64%	-49.80%
066	Miller	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
067	Mississippi	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
068	Moniteau	584,929	97.52%	570,423	4.24	24,194.38	38.54	0.97%	483,236	23,861.47	-15.28%	16.42%	-1.40%
069	Monroe	491,291	97.00%	476,552	5.03	23,977.46	45.63	1.15%	572,135	28,251.14	20.06%	-1.86%	15.13%
070	Montgomery	274,946	95.89%	263,646	4.55	11,991.33	26.43	0.66%	331,394	16,363.75	25.70%	8.57%	26.72%
071	Morgan	99,718	84.78%	84,541	4.11	3,476.15	6.57	0.16%	82,378	4,067.72	-2.56%	20.09%	14.54%
072	New Madrid	959,366	98.59%	945,839	3.86	36,467.89	66.55	1.67%	834,441	41,203.45	-11.78%	28.07%	11.49%
073	Newton	865,050	98.47%	851,815	4.43	37,752.41	65.74	1.65%	824,285	40,701.95	-3.23%	11.41%	7.25%
074	Nodaway	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
075	Oregon	195,083	92.91%	181,252	3.77	6,836.21	14.28	0.36%	179,051	8,841.25	-1.21%	30.92%	22.68%
076	Osage	360,762	95.87%	345,863	4.64	16,055.52	23.77	0.60%	298,042	14,716.85	-13.83%	6.37%	-9.10%
077	Ozark	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
078	Pemiscot	488,949	97.12%	474,867	4.72	22,413.66	35.79	0.90%	448,755	22,158.85	-5.50%	4.62%	-1.15%
079	Perry	481,979	97.12%	468,098	4.11	19,238.83	35.28	0.89%	442,360	21,843.09	-5.50%	20.14%	11.92%
080	Pettis	455,471	96.62%	440,076	4.80	21,144.31	30.01	0.75%	376,282	18,580.25	-14.50%	2.77%	-13.80%
081	Phelps	438,812	96.91%	425,253	3.59	15,262.48	32.12	0.81%	402,739	19,886.63	-5.29%	37.58%	23.25%
082	Pike	682,709	97.99%	668,987	4.28	28,633.10	60.49	1.52%	758,458	37,451.49	13.37%	15.37%	23.55%
083	Platte	553,635	97.08%	537,469	5.90	31,694.65	40.41	1.01%	506,683	25,019.26	-5.73%	-16.27%	-26.68%
084	Polk	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
085	Pulaski	452,465	96.91%	438,484	3.91	17,157.96	33.12	0.83%	415,277	20,505.76	-5.29%	26.19%	16.33%
086	Putnam *	111,460	92.43%	103,022	6.90	7,107.30	14.70	0.37%	184,317	9,101.29	78.91%	-28.42%	21.91%
087	Ralls	332,051	95.62%	317,507	4.18	13,287.23	28.13	0.71%	352,710	17,416.28	11.09%	17.99%	23.71%
088	Randolph	604,957	97.52%	589,954	4.79	28,249.16	61.09	1.53%	765,981	37,822.97	29.84%	3.12%	25.31%
089	Ray	1,165,030	98.90%	1,152,215	5.50	63,321.85	95.55	2.40%	1,198,060	59,158.38	3.98%	-10.15%	-7.04%
090	Reynolds	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
091	Ripley	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
092	St. Charles	735,565	98.07%	721,369	6.04	43,601.42	60.44	1.52%	757,831	37,420.54	5.05%	-18.31%	-16.52%
093	St. Clair *	31,455	92.15%	28,986	4.79	1,388.56	6.03	0.15%	75,608	3,733.39	160.84%	3.08%	62.81%
094	St. Francois	603,144	97.52%	588,186	4.66	27,433.87	39.74	1.00%	498,282	24,604.44	-15.28%	5.87%	-11.50%
095	Ste. Genevieve	728,068	97.69%	711,250	4.77	33,943.58	50.35	1.26%	631,317	31,173.46	-11.24%	3.47%	-8.89%
096	St. Louis	1,798,464	99.53%	1,790,011	7.08	126,785.54	127.42	3.20%	1,597,664	78,890.22	-10.75%	-30.29%	-60.71%

		Current Method					New Method						
No	County Name	Assessed Value	% over \$500	Assessed Value over \$500	Tax Rate	Estimated Taxes	1999 Mileage		Assessed Value	Estimated Taxes	Percent Changes		
							Miles	Percent			Assess	Rate	Taxes
097	Saline	811,683	98.46%	799,183	4.75	37,989.37	72.36	1.82%	907,290	44,800.63	13.53%	3.88%	15.20%
098	Schuyler	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
099	Scotland	139,207	87.62%	121,973	6.46	7,885.43	10.19	0.26%	127,768	6,308.99	4.75%	-23.62%	-24.99%
100	Scott	683,652	97.61%	667,313	4.40	29,390.74	47.57	1.19%	596,459	29,452.27	-10.62%	12.11%	0.21%
101	Shannon	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
102	Shelby	337,302	95.61%	322,494	4.89	15,782.45	24.69	0.62%	309,577	15,286.45	-4.01%	0.90%	-3.24%
103	Stoddard	1,006,096	98.71%	993,117	4.03	39,994.30	66.29	1.66%	831,181	41,042.48	-16.31%	22.61%	2.55%
104	Stone *	136,823	99.16%	135,674	4.22	5,725.81	26.23	0.66%	328,886	16,239.92	142.41%	17.00%	64.74%
105	Sullivan *	139,588	93.65%	130,724	6.21	8,120.43	18.41	0.46%	230,835	11,398.28	76.58%	-20.51%	28.76%
106	Taney *	96,135	98.68%	94,866	4.08	3,868.23	18.43	0.46%	231,086	11,410.66	143.59%	21.10%	66.10%
107	Texas	240,168	94.36%	226,623	3.73	8,452.90	17.58	0.44%	220,428	10,884.40	-2.73%	32.38%	22.34%
108	Vernon	698,916	98.49%	688,362	4.24	29,156.24	95.02	2.39%	1,191,414	58,830.24	73.08%	16.58%	50.44%
109	Warren	189,542	94.55%	179,212	4.40	7,892.38	18.22	0.46%	228,453	11,280.64	27.48%	12.12%	30.04%
110	Washington	702,859	97.90%	688,099	5.03	34,640.36	46.31	1.16%	580,661	28,672.16	-15.61%	-1.91%	-20.82%
111	Wayne	489,317	97.15%	475,371	3.84	18,277.00	32.24	0.81%	404,243	19,960.92	-14.96%	28.43%	8.44%
112	Webster	668,587	97.80%	653,878	4.21	27,542.93	48.94	1.23%	613,637	30,300.48	-6.15%	17.23%	9.10%
113	Worth	0	0.00%	0	0.00	0.00	0.00	0.00%	0	0.00	ERR	ERR	ERR
114	Wright	381,287	96.32%	367,256	3.76	13,804.74	27.91	0.70%	349,951	17,280.07	-4.71%	31.36%	20.11%
115	City of St. Louis	563,816	97.11%	547,522	6.72	36,767.06	40.18	1.01%	503,799	24,876.86	-7.99%	-26.47%	-47.80%
Totals		49,714,838	97.60%	48,521,050	4.94	2,397,267.65	3,982.36	100%	49,933,067	2,465,619.61	2.91%	0.00%	2.77%

Source: 1996 tax rates from railroad companies and (*) Form 1309

**Title 12—DEPARTMENT OF REVENUE
Division 30—State Tax Commission
Chapter 2—Original Assessment**

PROPOSED RULE

12 CSR 30-2.018 Method of Adminstrating the Ad Valorem Taxation of the Private Railcar Industry

PURPOSE: This rule sets forth the precise method of administrat- ing the *ad valorem* tax for the private railcar industry.

(1) The commission will determine the statewide average rate of property taxes levied for the preceding year from reports filed by the railroad and street railway companies operating within the state. This information will be filed with the Director of Revenue along with the current year's taxable distributable assessed valuation of each freight line company on or before the first of October. In addition, this report shall include the current total main line track mileage of the railroad and street railway companies within each county to the aggregate total of the state. This report will also include the following information:

- (A) Name and mailing address of each freight line company;
- (B) Assessed valuation of the distributable property for each freight line company;
- (C) Statewide average rate of property taxes levied the preced- ing year; and
- (D) Amount of *ad valorem* tax due from each freight line com- pany.

AUTHORITY: sections 137.1018 and 137.1021, RSMo Supp. 1999. Original rule filed Sept. 20, 1999.

PUBLIC ENTITY COST: This proposed rule will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rule will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with Rosemary P. Kaiser, Administrative Secretary, State Tax Commission, P.O. Box 146, Jefferson City, MO 65102, (573) 751-2414. To be consid- ered, comments must be received within thirty days after publica- tion of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.010 Definitions. This rule designated meanings for certain words and terms utilized in the rules promulgated by the Missouri Motor Vehicle Commission as authorized by sections 301.550-301.572, RSMo.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, com- ments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.020 Missouri Motor Vehicle Commission. This rule complied with section 301.553, RSMo, which permitted the Motor Vehicle Commission to adopt rules governing the conduct of the commission and vesting it with the powers and duties nec- essary and proper to enable it to fully and effectively carry out the provisions of sections 301.550-301.572, RSMo.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, com- ments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.030 General Organization. This rule complied with section 536.023(3), RSMo, which required each agency to adopt a

description of its operation and the methods and procedures for the public to obtain information or make submissions or requests.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.040 Policy for Handling Release of Public Records. This rule set forth the commission's written policy in compliance with sections 610.010.2–610.030, RSMo, regarding the release of information on any meeting, record or vote of the commission.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.050 Public Complaint Handling and Disposition Procedures. This rule established procedures pursuant to section 620.010.15(6), RSMo, for the receipt, handling and disposition of public complaints by the commission.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 1—General Rules**

PROPOSED RESCISSION

12 CSR 60-1.060 Fees. This rule established the licensing fees of the Missouri Motor Vehicle Commission.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo 1994. Emergency rule filed July 10, 1989, effective July 20, 1989, expired Nov. 16, 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed Aug. 12, 1991, effective Jan. 13, 1992. Amended: Filed Nov. 18, 1991, effective April 9, 1992. Amended: Filed Nov. 21, 1994, effective May 28, 1995. Amended: Filed Sept. 19, 1995, effective March 30, 1996. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.010 Licensure Procedures. This rule outlined the general procedures for application for licensure and issuance of a license effective July 1989.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed Nov. 3, 1989, effective Feb. 25, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.020 Licensure Requirements for Boat Dealers. This rule set out specific requirements to obtain a boat dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.030 Licensure Requirements for Franchised New Motor Vehicle Dealers. This rule set out specific requirements to obtain a franchised new motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.040 Licensure Requirements for Used Motor Vehicle Dealers. This rule set out specific requirements to obtain a used motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.050 Licensure Requirements for Wholesale Motor Vehicle Dealers. This rule set out specific requirements to obtain a wholesale motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.060 Licensure Requirements for Recreational Motor Vehicle Dealers. This rule set out specific requirements to obtain a recreational motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.070 Licensure Requirements for Historic Motor Vehicle Dealers. This rule set out specific requirements to obtain a historic motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.080 Licensure Requirements for Classic Motor Vehicle Dealers. This rule set out specific requirements to obtain a classic motor vehicle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat

dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.090 Licensure Requirements for Motorcycle Dealers. This rule set out specific requirements to obtain a motorcycle dealer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.100 Licensure Requirements for New Vehicle and Trailer Manufacturers. This rule set out specific requirements to obtain a new vehicle and trailer manufacturer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.110 Licensure Requirements for Boat Manufacturers. This rule set out specific requirements to obtain a boat manufacturer class license.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.120 Bona Fide Established Place of Business. The commission had the authority to determine that an applicant for

licensure is a dealer or manufacturer in fact. One of the requirements for licensure as a dealer or manufacturer is that the business owner maintain a bona fide established place of business. This rule established some of the criteria that may be used in determining if this requirement had been met.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed Nov. 3, 1989, effective Feb. 25, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.130 Registration with Secretary of State. This rule required that all licensees properly register their business activity as required by other provisions of Missouri law.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.140 Business Records of Motor Vehicle Manufacturers, Boat Manufacturers, Motor Vehicle Dealers and Boat Dealers. This rule established the requirements for retention of business records associated with the licensure of motor vehicle manufacturers, boat manufacturers, motor vehicle dealers and boat dealers.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.150 Dealer License Plates. This rule established safeguards to prevent unauthorized use of dealer plates.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.575, RSMo Cum. Supp. 1990. Original rule filed Feb. 14, 1991, effective July 8, 1991. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.160 Business Records of Manufacturers, Dealers and Boat Dealers. This rule replaced 12 CSR 10-23.120 of the Motor Vehicle Bureau of the Department of Revenue and established odometer disclosure requirements and related record retention and required the surrender of business records associated with registered motor vehicle manufacturers, dealers and boat dealers upon termination of the business.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed Oct. 18, 1991, effective March 9, 1992. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 2—Licensure Procedures**

PROPOSED RESCISSION

12 CSR 60-2.170 Regulation of Boat Dealer's Certificate of Number and Plates. This rule replaced 12 CSR 10-23.395 of the Motor Vehicle Bureau of the Department of Revenue and established safeguards to prevent unauthorized use of certificates of number.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1990. Original rule filed Oct. 18, 1991, effective March 9, 1992. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 3—Off-Premise Shows or Tent Sales**

PROPOSED RESCISSION

12 CSR 60-3.010 Dealership Activity Conducted Away From Registered Bona Fide Established Place of Business. This rule specified the requirements in section 301.566, RSMo, that a motor vehicle dealer must meet in order to participate in a show or sale conducted away from their bona fide established place of business.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed Nov. 3, 1989, effective Feb. 25, 1990. Rescinded: Filed Sept. 4, 1990, effective Feb. 14, 1991. Readopted: Filed April 13, 1992, effective Dec. 3, 1992. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.010 License Denial or Disciplinary Actions. This rule established guidelines for license denial or disciplinary action.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.020 Review of License Denial. This rule implemented section 301.562.1, RSMo, and established procedures for the review of license denial.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.030 Waiver of Hearing. This rule set forth the conditions in which an applicant can waive his or her rights to a hearing.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.040 Disciplinary Procedures and Hearings. This rule implemented sections 301.562.2 and 301.562.3, RSMo, and established procedures for disciplinary actions, including the issuing of a reprimand, probation, suspension and revocation.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Amended: Filed Aug. 11, 1993, effective Jan. 31, 1994. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.050 Designated Hearing Officer. This rule established the duties and powers of a hearing officer.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.060 Notice of Hearing. This rule established where hearings may be held.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed

April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.070 Prehearing Conferences and Stipulations. This rule established specific requirements needed to set prehearing conferences.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 4—License Denial, Disciplinary Actions and
Appeal and Hearing Procedures**

PROPOSED RESCISSION

12 CSR 60-4.080 Deliberations of the Commission. This rule established the procedures of the commission in the deliberation of a hearing.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: section 301.553, RSMo Cum. Supp. 1989. Original rule filed July 10, 1989, effective Sept. 28, 1989. Amended: Filed April 18, 1990, effective June 28, 1990. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 60—Motor Vehicle Commission
Chapter 5—Advertising Practices**

PROPOSED RESCISSION

12 CSR 60-5.010 Advertising Practices for Motor Vehicle Dealers. This rule implemented the intent of the legislature as described in Missouri Motor Vehicle Commission law, sections 301.553.8 and 301.562.2(5) and (11), RSMo, by regulating the advertising practices of the licensees by requiring truthful and accurate advertising practices in the sales or leasing, or both, of motor vehicles for the benefit of the citizens of this state.

PURPOSE: The decision to rescind this rule is based upon the fact that section 301.553, RSMo eliminated the Missouri Motor Vehicle Commission and transferred the commission's duties and functions relating to licensing manufacturers, motor vehicle dealers, boat dealers, wholesale motor vehicle auctions, public motor vehicle auctions and wholesale motor vehicle dealers to the Department of Revenue.

AUTHORITY: sections 301.553 and 301.562, RSMo 1994. Emergency rule filed Feb. 3, 1993, effective March 1, 1993, expired June 28, 1993. Original rule filed Oct. 2, 1992, effective June 7, 1993. Amended: Filed Aug. 11, 1993, effective Jan. 31, 1994. Emergency amendment Sept. 14, 1994, effective Sept. 24, 1994, expired Jan. 21, 1995. Amended: Filed Sept. 14, 1994, effective April 30, 1995. Rescinded: Filed Oct. 15, 1999.

PUBLIC ENTITY COST: This proposed rescission will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE ENTITY COST: This proposed rescission will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations,

P.O. Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication**

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under sections 263.505, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.010 Definitions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1821). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication**

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under sections 263.505 and 263.527, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.015 Regions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1821-1822). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication**

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under sections 263.505 and 263.515, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.020 Boll Weevil Intrastate Quarantine is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1822). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication**

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under sections 263.505 and 263.515, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.025 Boll Weevil Exterior Quarantine is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1822-1823). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication**

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under sections 263.505, 263.517 and 263.527, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.030 Program Participation, Fee Payment and Penalties is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1823-1824). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under section 263.505, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.035 Purchase of Cotton for Effectuation of Program Objectives is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1825-1826). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 13—Boll Weevil Eradication

ORDER OF RULEMAKING

By the authority vested in the Plant Industries Division under section 263.505, RSMo Supp. 1998, the director adopts a rule as follows:

2 CSR 70-13.040 Cotton Stalk Destruction is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1827-1828). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: One written comment was received.

COMMENT: The deadline for stalk destruction should be December 1.

RESPONSE: After discussion with the Cotton Growers Organization board members, it was decided that the proposed deadline of February 1 will allow more time for compliance across the entire eradication zone. No change was made to this proposed rule as a result of this comment.

Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business Development Authority
Chapter 8—Missouri Value-Added Grant Program (MoVAP)

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.403, RSMo Supp. 1998, the authority rescinds a rule as follows:

2 CSR 100-8.010 Description of Operation, Definitions, Applicant Requirements, Procedures for Grant Approval, Funding of Grants, and Amending the Rules for the Missouri Value-Added Grant Program is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1829). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 90—State Board of Cosmetology
Chapter 13—General Rules

ORDER OF RULEMAKING

By the authority vested in the State Board of Cosmetology under sections 329.210, RSMo Supp. 1998 and 329.230, RSMo 1994, the board hereby amends a rule as follows:

4 CSR 90-13.040 Duplicate License is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1724). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 90—State Board of Cosmetology
Chapter 13—General Rules

ORDER OF RULEMAKING

By the authority vested in the State Board of Cosmetology under sections 329.210, RSMo Supp. 1998 and 329.230, RSMo 1994, the board hereby adopts a rule as follows:

4 CSR 90-13.060 Requirement of Identification is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1724). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 150—State Board of Registration for the
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and
Physical Therapist Assistants**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Registration for the Healing Arts under sections 334.125 and 334.507, RSMo Supp. 1998, the board adopts a rule as follows:

4 CSR 150-3.203 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 15, 1999 (24 MoReg 1506–1507). The sections of the proposed rule with changes are reprinted herein. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri State Board of Registration for the Healing Arts and the Missouri Advisory Commission for Physical Therapists received and reviewed all comments received from the public postal marked on or before July 15, 1999. Numerous comments were received and are summarized as follows:

COMMENT: Ten (10) comments expressed concern that the Proposed Rule did not specifically address hospitals as organizers and sponsors of acceptable physical therapy continuing educational opportunities, which would include internal and in-service training programs.

RESPONSE: In response to these comments the Board and the Advisory Commission refer to Section (5) subsection (K) of the Proposed Rule, which was intended to allow, and as written allows such educational opportunities as creditable continuing education hours provided such opportunity can be documented as required in subsection (K) subparagraph 1.

COMMENT: Six (6) comments expressed disagreement with the number of hours required to be eligible for relicensure, many relative to the cost and financial burden of such activities/courses; some suggesting that the requirement be a gradual transition to the total number of hours required; some suggested a reduced number of required hours.

RESPONSE: In response to these comments the Board and the Advisory Commission refer to Section 334.507, RSMo which mandates continuing education hours for the physical therapy professions and specifically states that thirty (30) hours are required to be accumulated every two years in order for the licensee to be eligible for relicensure.

COMMENT: Three (3) comments suggested and inquired as to the possibility of allowing a license to be placed on an “inactive status”; specifically for retired licensees, licensees not actively employed in the practice of physical therapy; and licensees on family or maternal leave.

RESPONSE: The Board and the Advisory Commission’s response to these comments is that licensees are not required to renew their license if they are not actively practicing in the State of Missouri. However, when and if they should wish to reactivate the license they will be required to submit documented proof of compliance with the continuing education hours as would have been necessary during the period the license was inactive consistent with the provisions of Proposed Rule 4 CSR 150-3.201 Section (1).

COMMENT: Two (2) comments suggested and/or requested continuing education credit approval for Instructors who participate in and with student affiliation programs, such activity including instructing clinical laboratory sessions and instructing students relative to the “hands on application of clinical skills.”

RESPONSE: The Board and the Advisory Commission concluded that Instructors are employed to fulfill this function, and their instructions and participation are typically a condition of their continued employment with the College/University/Program; noting that such activity is educational for the students but not truly educational for the licensee. The Board and the Commission further noted that the Sponsoring Institution/College and/or University generally reward such Instructors for such activities via offering/invitations to continuing educational opportunities and/or courses at no charge or a minimal cost.

COMMENT: Two (2) comments were received requesting that the Board and the Advisory Commission recognize part-time practicing physical therapists and physical therapist assistants and thereby require a reduced number of continuing education hours to qualify for relicensure.

RESPONSE: The Board and the Advisory Commission concluded that the Statute, Section 334.507, RSMo 1998 does not give the Board nor the Commission the authority to require a reduced amount of hours for those only practicing part-time; and further noted that the spirit of continuing education is to assure that the citizens of the State of Missouri are receiving quality up-to-date care, regardless of whether their physical therapist and/or physical therapist assistant works full or part time.

COMMENT: Two (2) comments suggested that Section (5) subsection (A) be amended to include activities and courses only from accredited colleges and universities who meet the requirements of the American Physical Therapy Association (APTA); and/or the approval of the MPTA (Missouri Physical Therapy Association).

RESPONSE: The Board and the Advisory Commission concluded that continuing educational opportunities sponsored by the APTA are recognized in Section (5)(A) and that to require the college and or universities offering continuing educational opportunities to be APTA accredited would preclude licensees from valid continuing educational opportunities relevant to the practice of physical therapy consistent with the criteria specified in Section (4) subsections (A) through (C) as approved. The Board and the Commission further concluded that restricting acceptable continuing educational opportunities to those approved by the MPTA would also preclude licensees from valid continuing educational opportunities which are valid and relevant to the practice of physical therapy consistent with the criteria specified in Section (4) subsections (A) through (C) as approved.

COMMENT: One (1) comment suggested that Section (5) subsection (A) be amended to include NATA (National Athletic Trainers Association) approved and/or accredited courses/activities. Another comment suggested amending Section (5) subsection (A) to include DESE (Department of Elementary and Secondary Education) approved and accredited courses/activities.

RESPONSE: The Board and the Advisory Commission concluded that such activities and/or courses offered by either the NATA or DESE would be acceptable provided the content of the activity/course meets the acceptable criteria specified in Section (4) subsections (A) through (C).

COMMENT: One (1) comment interpreted the Proposed Rule to be specifically restricted to activities and courses sponsored, accredited or offered by the APTA, AMA (American Medical Association), MPTA and/or the FSBPT (Federation of State Boards of Physical Therapy).

RESPONSE: The Board and the Advisory Commission concluded that the Proposed Rule only specifically identifies the APTA, AMA, MPTA and FSBPT as automatically approved avenues to obtain acceptable continuing education hours. However, the Rule is not restrictive to only those activities and courses sponsored, accredited or offered by those Entities as evident in Section (4) subsections (A) through (C) which specifies the acceptable criteria for continuing education hours.

COMMENT: One (1) comment suggested/inquired as to whether or not Section (5) was or should be limited to only Missouri based colleges/universities and/or programs.

RESPONSE: The Board and the Advisory Commission concluded that such a requirement would preclude licensees practicing in another state from obtaining acceptable continuing educational hours in their residing state or the state of their choice.

COMMENT: One (1) comment took exception to the fact that new graduates would only be allowed fifteen (15) hours of continuing education for the year in which they graduated, which could mean the new graduate would also have to obtain an additional fifteen (15) hours of approved continuing educational hours depending on the two (2) reporting cycles in which they graduated.

RESPONSE: The Board and the Advisory Commission felt the fifteen (15) hour allowance was generous and should be appreciated as offered.

COMMENT: One (1) comment suggested that Section (5) subsection (K) be amended for the purpose of specifically classifying acceptable "grand rounds" presented by a Physical Therapist, Rehabilitation Specialist or Physiatrist.

RESPONSE: The Board and the Advisory Commission concluded that this restriction would preclude licensees from obtaining relevant educational opportunities offered by other health care professionals.

COMMENT: One (1) comment suggested that the Board require physical therapists and physical therapist assistants to actively practice for a specified number of years in order to maintain licensure rather than requiring continuing education hours for relicensure.

RESPONSE: The Board and the Advisory Commission concluded that Section 334.507, RSMo 1998 does not allow that option, nor would such guarantee the currency of the licensee in practicing.

COMMENT: One (1) comment suggested that only post-professional coursework be acceptable for continuing education.

RESPONSE: The Board and the Advisory Commission concluded that any course completed by a licensee would be post-professional inasmuch as the licensee would have had to have held a degree in physical therapy to meet the requirements for licensure.

COMMENT: One (1) comment suggested that College/University Faculty members who are licensees be allowed credit for post-professional presentations.

RESPONSE: The Board and the Advisory Commission concluded that Section (5) subsection (E) allows credit for Presentations, the number allowed reducing with the number of times the Presentation is given.

COMMENT: One (1) comment suggested amending Section (5) subsection (G) to increase the number of hours for research and production of a peer-reviewed manuscript research, as well as amending subsection (I) to increase the number of hours allowed for the chapter production and publication, and further inquiring as to the number of hours for the publication of an entire Book.

RESPONSE: The Board and the Advisory Commission concluded that the hours specified were consistent with a majority of the other states who allow such activity to satisfy continuing education

requirements; adding that publication of a Book would be credited for 5 hours per Chapter published in the Book pursuant to Section (5) subsection (H).

COMMENT: One (1) comment noted that neither the Board nor the Commission plans to pre-approve individual courses, yet Section (5) states that "acceptable continuing education is approved if such course and/or activity is obtained as follows:"

RESPONSE AND EXPLANATION OF CHANGES: The Board and the Advisory Commission concluded to amend Section (5) adding the word "automatically" approved.

COMMENT: One (1) comment expressed displeasure due to the fact that neither the Board or the Advisory Commission would pre-approve courses and/or activities; stating that without pre-approval the licensee would be wasting time and money.

RESPONSE: The Board and the Advisory Commission concluded that pre-approval would require the employment of additional staff, both clerical and professional, which is not an available option for the Board.

COMMENT: One (1) comment was received relative to Section (5) subsection (L) stating that CPR (Cardio-pulmonary Resuscitation) certification and/or recertification should be an acceptable avenue to obtain continuing education hours. Another comment expressed that CPR certification should be a mandatory requirement for all physical therapy licensees.

RESPONSE: The Board and the Advisory Commission concluded that CPR certification was a valid and related area in which licensees should be allowed continuing education credit.

COMMENT: One (1) comment requested clarification as to whether or not First Aid Red Cross training would qualify as acceptable continuing education hours.

RESPONSE: The Board and the Advisory Commission concluded that reference should be made to Sections (3), (4) and (5) of this Rule for interpretation as to whether or not such training meets the criteria specified as creditable and acceptable.

GENERAL COMMENTS: Comments were received noting the reduction of Physical Therapists in the health care arena already, adding that many Physical Therapists are fighting to stay in the profession due to layoffs, mergers and staff downsizing and that the continuing education requirements will likely increase the already reducing number of professionals in the practice of physical therapy. Comments were also expressed noting the decrease and reduction of health care dollars and benefits, stating that many licensees will obtain continuing education hours only to maintain their license not necessarily in the area or specialized area for which they practice or to enhance their practice and/or education. One comment was expressed that physical therapist assistants are not paid on the same scale as a physical therapist therefore the assistants should not be required to obtain the same number of continuing education hours. Comments were also received advising of the difficulty to locate courses/activities in specialized areas of physical therapy practice. One comment expressed requested assistance locating courses; another comment requested assistance in locating computer classes. One comment requested availability of a refresher course for licensees not actively practicing for a year or more. One comment requested clarification of the effective dates of the continuing education requirements, another requested clarification of Units versus Hours. One comment expressed hopes that course and activity offerings would not increase in cost due to the mandatory requirement for such to qualify for relicensure. One comment requested clarification of courses approved by other States as acceptable continuing education hours. One comment requested clarification as to home study activities and courses creditable for continuing education. Several

comments were received stating that they were totally against mandatory continuing education requirements to maintain licensure. One comment was received suggesting that licensees who have been actively practicing for numerous years should not be required to obtain continuing education hours but be allowed a "grandfather clause" exempting them from obtaining continuing education hours.

COMMENTS IN SUPPORT OF THE PROPOSED RULE: Numerous comments were received and noted within the comments detailed above applauding the Board and the Advisory Commission for their efforts in preparing the Proposed Rules, applauding the allowance of home studies and videotaped presentation reviews, supporting the number of hours specified as creditable for research activities, publications and abstracts.

SUMMARY OF CHANGES: The changes herein contained are summarized as follows: section (4) was incorrectly printed in the Proposed Rule as section (3); section (5) is hereby amended adding the word "automatically" prior to the word "approved" and deleting the word "and/"; subsection (B) under section (5) deletes the word "one" and replaces it with the word "each", and adds the word "hour" after the word "credit" throughout the subsection; subsection (C) under section (5) adds the word "postgraduate"; subsection (5)(J) changes reference to section (3).

4 CSR 150-3.203 Acceptable Continuing Education

(4) The following criteria are necessary to qualify as acceptable continuing education:

(A) Activity and courses documented to be an organized program of learning, with specified goals and objectives; and

(B) Activity and courses which are conducted by individual(s) who have education, training and/or experience by which said individual(s) is considered qualified and/or an expert on the subject matter being presented; and

1. Licensees may be required to submit the biography of the individual conducting/presenting such course/program to determine if the individual is considered qualified and/or as an expert on the subject being presented;

(C) Activity and courses pertaining to subject matters that integrally relate to the practice of physical therapy as defined in section 334.500(4), RSMo.

(5) Acceptable continuing education is automatically approved if such course or activity is obtained as follows:

(B) Academic coursework completed at a regionally accredited college or university in subject matter directly related to the practice of physical therapy, as defined in section 334.500(4), RSMo in which the licensee earns a grade of a "C" or above. For the purpose of this subsection each semester credit hour shall be acceptable as ten (10) hours of continuing education, each trimester credit hour shall be acceptable as eight (8) hours of continuing education, one-quarter credit hour shall be acceptable as seven (7) hours of continuing education.

1. An official transcript, from a regionally accredited college or university, indicating successful completion of academic coursework in appropriate subject matter related to practice of physical therapy as specified in section (3) of this rule, specifically reporting that the licensee earned a grade of at least a "C" for that course, and the number of credit hours awarded for the course shall be the document(s) necessary as proof of compliance if audited by the board to submit proof.

(C) Licensee participation and completion of a recognized postgraduate clinical residency program shall be acceptable as one (1) continuing education hour for each hour of participation.

1. A certificate of completion bearing the original signature of the appropriate program director, identifying the specific

licensee as a participant in a specified clinical residency program and specifically detailing the actual hours of licensee participation in such program, shall be the document(s) necessary as proof of compliance if audited by the board to submit proof.

(J) Home study courses, which meet the criteria specified in section (3) of this rule and section 334.500(4), RSMo, which result in the awarding of a certificate of completion, shall be creditable for the number of hours specified on the certificate of completion.

1. A certificate of completion verifying the completion of a home study course meeting the criteria specified in section (3) of this rule and section 334.500(4), RSMo, specifically identifying the licensee and the continuing education hours such course is creditable for, shall be the document(s) necessary as proof of compliance if audited by the board to submit proof.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT **Division 165—Board of Examiners for Hearing Instrument Specialists** **Chapter 2—Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Board of Examiners for Hearing Instrument Specialists under sections 346.070, 346.080 and 346.115.1(7), RSMo Supp. 1998, the board amends a rule as follows:

4 CSR 165-2.010 Hearing Instrument Specialist in Training (Temporary Permits) is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1840). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Board of Examiners for Hearing Instrument Specialists received one (1) comment regarding this proposed rule.

COMMENT: One comment was received requesting the board to consider a provision allowing for flexibility in cases where an individual was unable to complete either the twelve or eighteen month temporary period.

RESPONSE: The board felt the amendment brings the rule into compliance with the statute. Since the statute does not allow for exceptions to the one year, one extension provision, the board made no changes to the text of the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT **Division 165—Board of Examiners for Hearing Instrument Specialists** **Chapter 2—Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Board of Examiners for Hearing Instrument Specialists under section 346.115.1(7), RSMo Supp. 1998, the board amends a rule as follows:

4 CSR 165-2.030 Licensure by Examination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1840). No changes have been made to

the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 165—Board of Examiners for Hearing
Instrument Specialists
Chapter 2—Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Board of Examiners for Hearing Instrument Specialists under section 346.115.1(7), RSMo Supp. 1998, the board amends a rule as follows:

4 CSR 165-2.050 Continuing Education Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1840-1841). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 4—Certificate and Licenses**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509 and 339.519, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-4.020 Expiration and Renewal is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1846). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 4—Certificate and Licenses**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509 and 339.523, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-4.050 Nonresident Certification or Licensure; Reciprocity is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1846-1847). No changes have been

made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 5—Fees**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509 and 339.513, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-5.010 Payment is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1847). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 5—Fees**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509, 339.513 and 339.525.5, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-5.020 Application, Certificate and License Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1847-1848). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 8—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509 and 339.530, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-8.010 Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1848). No changes have been made to the text of the proposed amendment, so it is not reprinted here.

This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 245—Real Estate Appraisers
Chapter 8—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under sections 339.509 and 339.530, RSMo Supp. 1998, the commission amends a rule as follows:

4 CSR 245-8.040 Records is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1849). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30—Bingo**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo Supp. 1998, the commission amends a rule as follows:

11 CSR 45-30.370 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 1999 (24 MoReg 1534). The sections with changes are reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Several comments were received. Comment summaries are as follows:

COMMENT: Roger J. Davis, American Legion, Tirey L. Ford Post 21, Independence, Missouri, commented that the proposed amendments would not have an adverse effect on their operation, except for the change to section (1) which requires that the player's odds to win increase with each increase in prize amount which would work to the disadvantage of medium sized bingo operators such as theirs.

COMMENT: Larry E. Pratt, Knights of Columbus, St. Michaels Council, No. 8915, Kearney, Missouri, wrote in opposition to the proposed changes. He stated that their organization began bingo to generate funds to meet their financial obligations of the community center that was built for their community and did fairly well until competition began with the riverboats. He feels no changes should be made to the current progressive game rule.

COMMENT: David H. Pence, Mayor of Kearney, Missouri, wrote in opposition to the proposed changes to the regulation. He requests that no changes be made to the rule.

COMMENT: Julius Fischer, President, All American Bingo, Fenton, Missouri, has reviewed the proposed rule changes with A.C.G.M. board and his larger customers in St. Louis and Kansas

City and has found two very different opinions on how to play the game. He suggests that the odds to win be increased as the prize amount increases and up to 3 progressive games should be allowed during special events. He feels that the Commission should add assurance to the public that the large jackpots can be funded by the charities. A sliding scale consolation prize may be awarded for each progressive game as long as it is written in the rules of the game and posted in the house. Mr. Fischer states that the changes he suggests are in an attempt to allow the individual bingo games to offer a progressive game that is right for their customers.

COMMENT: Sharon Williams, Executive Director Missouri Association of Charitable Games, Jefferson City, Missouri, offered the following suggestions, which she believes will provide a more level playing field for all charitable games, as well as protect the players: Section (1) should not be changed as the current language already states that either the established prize amount or the number of balls increase each week. She would like Section (2) to allow up to three (3) progressive games. She wants to amend Section (4) by adding "per progressive game". She would like Section (10) to state "If the prize amount of any progressive game exceeds \$5,000, the organization must show proof of capital, insurance or bond to fund that amount."

COMMENT: Roger D. Looney, Bingo Chairman, American Legion Post 217, states that he supports Section (1) but feels the established prize amount and number of bingo balls should be increased from one occasion to the next scheduled occasion and increased in value. He disagrees with Section (3) and feels that the amount should remain at \$500 and be increased by no more than one hundred dollars (\$100) for each occasion during which the progressive game is played. He also supports Sections (4) and (9). He adds additionally that he feels the progressive game should be a blackout only, not a large picture frame, double "L", and/or any other way.

COMMENT: Robert Beaver, American Legion Pony Express Post No. 359, St. Joseph, Missouri opposes raising the start amount from \$500 to \$1,000 because it will hurt the small games.

COMMENT: Chet Doile, VFW Post 6272, Lake Lotawana, Missouri, opposes the increase in the starting amount from \$500 to \$1,000. He suggests that the Commission limit the total payout to \$3,000 or \$4,000, similar to the \$3,600 limit for regular bingo and limit the consolation prize to 50% of the progressive pot.

COMMENT: Richard O. Fine, Bingo Co-Chairman, Traditional Congregation, Creve Coeur, Missouri, agrees with raising the starting point from \$500 to \$1,000. He states their attendance does not pick up until the progressive pot gets above \$4,000 and with the \$250 per week limit increase, it takes 15 weeks to reach \$4,000. He would like the odds to win requirement only become effective after the pot reaches a certain level and in his opinion, \$5,000.

COMMENT: Betty J. Oxford, avid bingo player, St. Joseph, Missouri, wants consistency in how the progressive games are played from group to group. She asks that consideration be given to allow the pots to increase and require organizations to play games in which the odds to win are obtainable.

COMMENT: Clay E. Wester, Bingo Chairman, Heart of the Ozarks Seroma Club, Springfield, Missouri, supports the changes to require the players odds to win as the pot increases, limiting one consolation prize and requiring operators to award the progressive game prize before ceasing operations. He opposes changing the starting amount from \$500 to \$1,000.

COMMENT: Monty Biggerstaff, President, Northland Optimist Club, Gladstone, Missouri, submitted a petition signed by thirty-three individuals who oppose the changes to the rule. No suggested changes or other comments were given.

COMMENT: Robert Krieg, Captain, Knights of Columbus # 6435, House Springs, Missouri, opposes the amendment and feels the rule should remain the same. The rule in its current format allows the organizations to compete with the gaming boats.

RESPONSE AND EXPLANATION OF CHANGES: Based on the numerous comments received several changes have been made to text of the rule. The following are the changes the Commission made to sections (1), (3), (4), (9) and (10) of the final rule.

11 CSR 45-30.370 Progressive Games

(1) A progressive game is one in which the established prize amount must be increased from one occasion to the next scheduled occasion, if no player completes the required pattern within the specified number of bingo balls drawn.

(3) A prize for a progressive game may start at an amount not to exceed one thousand dollars (\$1,000) and may be increased by no more than two hundred fifty dollars (\$250) for each occasion during which the progressive game is played.

(4) If the progressive game prize is not awarded at a bingo occasion, the progressive game shall be continued at a future occasion until such time a winner is determined. The winning prize does not have to be the full amount, but a stated consolation prize may be awarded. The consolation prize is exempt from section 313.040(4), RSMo; however, the consolation prize must be less than the value of the progressive game prize amount and only one (1) consolation prize may be offered and/or awarded per occasion.

(9) An operator may not cease bingo operations unless the progressive bingo game is completed and prize awarded, unless prior approval has been received from the commission.

(10) Game operators who conduct progressive games must maintain cash reserves in their bingo checking account in an amount equal to or greater than any progressive game prize offered.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 75—Peace Officer Standards and Training
Program
Chapter 2—Definitions**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Public Safety under sections 590.115, RSMo Supp. 1998 and 590.140, RSMo Supp. 1999, the director amends a rule as follows:

11 CSR 75-2.010 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1731-1733). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 75—Peace Officer Standards and Training
Program
Chapter 10—Peace Officer Standards and Training
Commission Fund**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Public Safety, under sections 590.120, RSMo Supp. 1998, 590.140, RSMo Supp. 1999 and 590.178, RSMo 1994, the director amends a rule as follows:

11 CSR 75.10-070 Ineligible Cost Items is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1915). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment will become effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 75—Peace Officer Standards and Training
Program
Chapter 12—Alternative Methods of Training Delivery**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Public Safety, under sections 590.115, RSMo Supp. 1998 and 590.140, RSMo Supp. 1999, the director adopts a rule as follows:

**11 CSR 75-12.010 Minimum Requirements for Computer-Based
Continuing Education Delivery Systems is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1733). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 75—Peace Officer Standards and Training
Program
Chapter 12—Alternative Methods of Training Delivery**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Public Safety, under sections 590.115, RSMo Supp. 1998 and 590.140, RSMo Supp. 1999, the director adopts a rule as follows:

**11 CSR 75-12.020 Procedures for POST Approved Providers
Using Computer-Based Training as an Alternative Method of
Training Delivery is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1733-1734). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 75—Peace Officer Standards and Training
Program
Chapter 12—Alternative Methods of Training Delivery**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Public Safety, under sections 590.115, RSMo Supp. 1998 and 590.140, RSMo Supp. 1999, the director adopts a rule as follows:

11 CSR 75-12.030 Procedures for Missouri Law Enforcement Agencies Using Computer-Based Training as an Alternative Method of Training Delivery **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1734-1735). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 23—Motor Vehicle

ORDER OF RULEMAKING

By the authority vested in the Director of Revenue under sections 301.190, RSMo Supp. 1999 and 301.210, RSMo Supp. 1998, the director amends a rule as follows:

12 CSR 10-23.265 Statements of Non-Interest **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 2, 1999 (24 MoReg 1915). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 42—General Department Policies

ORDER OF RULEMAKING

By the authority vested in the Director of Revenue under section 33.550, RSMo 1994, the director rescinds a rule as follows:

12 CSR 10-42.030 Gifts to the State **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1735). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 42—General Department Policies

ORDER OF RULEMAKING

By the authority vested in the Director of Revenue under section 33.550, RSMo 1994, the director adopts a rule as follows:

12 CSR 10-42.030 Gifts to the State **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 1999

(24 MoReg 1735-1736). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 15—Hospital Program

ORDER OF RULEMAKING

By the authority vested in the director of the Division of Medical Services under sections 208.152, 208.153, 208.201, and 208.471, RSMo 1994, the director hereby amends a rule as follows:

13 CSR 70-15.040 Inpatient Hospital and Outpatient Hospital Settlements **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 1999 (24 MoReg 1749-1750). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 20—Pharmacy Program

ORDER OF RULEMAKING

By the authority vested in the director of the Division of Medical Services under sections 208.153 and 208.201, RSMo 1994, the director hereby amends a rule as follows:

13 CSR 70-20.031 List of Restricted Drugs for Which Prior Authorization is Required **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 1999 (24 MoReg 1675). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**APPLICATIONS FOR NEW GROUPS OR
GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo Supp. 1998, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area
Central Missouri Community 201 S. Holden Warrensburg, MO 64093	Lafayette, Henry, Benton and Saline Counties

*NOTICE TO SUBMIT COMMENTS: Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, P.O. Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten business days after publication of this notice in the **Missouri Register**.*

**Title 19—DEPARTMENT OF HEALTH
Division 60—Missouri Health Facilities Review
Committee
Chapter 50—Certificate of Need Program**

APPLICATION REVIEW SCHEDULE

DATE FILED:

APPLICATION PROJECT NO. &
NAME/COST & DESCRIPTION/
CITY & COUNTY

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. These applications are available for public inspection at the address shown below.

October 1, 1999

#2901 HS: Mo. Baptist Medical Center
\$5,670,972, Redesign/Expand Heart
Services
St. Louis (St. Louis County)

#2897 FS: Ozark Magnetic Imaging
\$4,344,719, Add 2 MRI Units
Springfield (Greene County)

#2896 HS: Western Mo. Medical Center
\$10,500,000, Expand/Renovate
Warrensburg (Johnson County)

#2900 HS: Barnes-Jewish Hospital
\$1,575,000, Replace Linear Accelerator
St. Louis (St. Louis City)

Any person wishing to request a public hearing for the purpose of commenting on any of these applications must submit a written request to this effect which must be received at the address listed below by November 3, 1999. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
915 G Leslie Boulevard
Jefferson City, MO 65101

For additional information contact
Mike Henry, (573) 751-6403.

**OFFICE OF ADMINISTRATION
Division of Purchasing**

BID OPENINGS

Sealed Bids in one (1) copy will be received by the Division of Purchasing, Room 580, Truman Building, P.O. Box 809, Jefferson City, MO 65102, telephone (573) 751-2387 at 2:00 p.m. on dates specified below for various agencies throughout Missouri. Bids are available to download via our homepage: <http://www.state.mo.us/oa/purch/purch.htm>. Prospective bidders may receive specifications upon request.

B001088 Truck-1 Ton, Platform Bed 11/15/99;
B001090 Truck: Tractor/Trailer 11/15/99;
B1002033 Facsimile Tranceivers-High Resolution 11/15/99;
B3Z00070 Janitorial Services-Jefferson City, MO 11/17/99;
B1Z00103 Utility Vehicle 11/17/99;
B001089 Truck-Dump Bed 11/18/99;
B003045 HMO Quality of Services Review 11/18/99;
B1Z00104 Moveable Wall Parts 11/23/99;
B003055 Videotape Production Services 11/24/99;
B003027 Health Care Review Services 11/30/99.

It is the intent of the state of Missouri, Division of Purchasing to purchase the following as a single feasible source without competitive bids. If suppliers exist other than the one identified, contact (573) 751-2387 immediately.

Broadcast Services: Airing of Slides supplied by National Cinema Network
Rural Health Systems Development for Missouri, supplied by Missouri Hospital Association

Joyce Murphy, CPPO,
Director of Purchasing

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—21 (1996), 22 (1997), 23 (1998) and 24 (1999). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule and N.A. indicates not applicable.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule.....				23 MoReg 2473
					24 MoReg 2535
1 CSR 10-15.010	Commissioner of Administration.....		24 MoReg 2577		
1 CSR 20-5.010	Personnel Advisory Board.....		24 MoReg 2578		
1 CSR 20-5.015	Personnel Advisory Board.....		24 MoReg 2578		
1 CSR 20-5.020	Personnel Advisory Board.....		24 MoReg 2579		
1 CSR 20-5.025	Personnel Advisory Board.....		24 MoReg 2580		
DEPARTMENT OF AGRICULTURE					
2 CSR 10-5.005	Market Development.....	24 MoReg 2269			
2 CSR 10-5.010	Market Development.....		This Issue		
2 CSR 70-13.010	Plant Industries.....		24 MoReg 1821	This Issue	
2 CSR 70-13.015	Plant Industries.....		24 MoReg 1821	This Issue	
2 CSR 70-13.020	Plant Industries.....		24 MoReg 1822	This Issue	
2 CSR 70-13.025	Plant Industries.....		24 MoReg 1822	This Issue	
2 CSR 70-13.030	Plant Industries.....		24 MoReg 1823	This Issue	
2 CSR 70-13.035	Plant Industries.....		24 MoReg 1825	This Issue	
2 CSR 70-13.040	Plant Industries.....		24 MoReg 1827	This Issue	
2 CSR 80-2.180	State Milk Board.....		This Issue		
2 CSR 90-30.050	Weights and Measures.....		24 MoReg 1195	24 MoReg 2505	
2 CSR 90-30.060	Weights and Measures.....		24 MoReg 1200R	24 MoReg 2508R	
2 CSR 90-30.070	Weights and Measures.....		24 MoReg 1200	24 MoReg 2508	
2 CSR 90-30.080	Weights and Measures.....		24 MoReg 1203	24 MoReg 2509	
2 CSR 90-30.090	Weights and Measures.....		24 MoReg 1203	24 MoReg 2509	
2 CSR 90-30.100	Weights and Measures.....		24 MoReg 1207	24 MoReg 2509	
2 CSR 100-8.010	Agricultural and Small Business Authority.....	24 MoReg 1787R	24 MoReg 1829R	This IssueR	
DEPARTMENT OF CONSERVATION					
3 CSR 10-4.115	Conservation Commission.....		24 MoReg 1479	24 MoReg 2156	
			24 MoReg 2581		
3 CSR 10-4.116	Conservation Commission.....		24 MoReg 1484	24 MoReg 2156	
			24 MoReg 2582		
3 CSR 10-4.125	Conservation Commission.....		24 MoReg 2583		
3 CSR 10-5.205	Conservation Commission.....		24 MoReg 1486	24 MoReg 2157	
			24 MoReg 2583		
3 CSR 10-5.210	Conservation Commission.....		24 MoReg 2586		
3 CSR 10-5.215	Conservation Commission.....		24 MoReg 1486	24 MoReg 2157	
			24 MoReg 2586		
3 CSR 10-6.405	Conservation Commission.....		24 MoReg 1487	24 MoReg 2158	
			24 MoReg 2586		
3 CSR 10-7.405	Conservation Commission.....		24 MoReg 2587		
3 CSR 10-7.440	Conservation Commission.....		N.A.	24 MoReg 2509	
3 CSR 10-8.505	Conservation Commission.....		24 MoReg 2587		
3 CSR 10-9.442	Conservation Commission.....		N.A.	24 MoReg 2510	
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 10-2.160	Missouri State Board of Accountancy.....		24 MoReg 2625		
4 CSR 40-1.021	Office of Athletics.....	21 MoReg 2680			
4 CSR 40-5.070	Office of Athletics.....	21 MoReg 1963			
4 CSR 70-2.040	State Board of Chiropractic Examiners.....		24 MoReg 2201		
4 CSR 70-2.050	State Board of Chiropractic Examiners.....		24 MoReg 2201		
4 CSR 70-2.070	State Board of Chiropractic Examiners.....		24 MoReg 2202		
4 CSR 70-2.090	State Board of Chiropractic Examiners.....		24 MoReg 1722	24 MoReg 2590	
4 CSR 90-13.020	State Board of Cosmetology.....		23 MoReg 1952		
4 CSR 90-13.040	State Board of Cosmetology.....		24 MoReg 1724	This Issue	
4 CSR 90-13.060	State Board of Cosmetology.....		24 MoReg 1724	This Issue	
4 CSR 100	Division of Credit Unions.....				24 MoReg 2647
					This Issue
4 CSR 105-1.010	Credit Union Commission.....		24 MoReg 1829		
4 CSR 105-2.010	Credit Union Commission.....	24 MoReg 1787	24 MoReg 1833		
4 CSR 105-3.010	Credit Union Commission.....	24 MoReg 1788	24 MoReg 1839		
4 CSR 105-3.020	Credit Union Commission.....	24 MoReg 1789	24 MoReg 1839		
4 CSR 105-3.030	Credit Union Commission.....	24 MoReg 1790	24 MoReg 1839		
4 CSR 120-2.060	Board of Embalmers and Funeral Directors.....		24 MoReg 2128		
4 CSR 120-2.100	Board of Embalmers and Funeral Directors.....		24 MoReg 2129		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 150-2.001	State Board of Registration for the Healing Arts	23	MoReg 2565		
4 CSR 150-2.065	State Board of Registration for the Healing Arts	23	MoReg 2566		
4 CSR 150-3.080	State Board of Registration for the Healing Arts	24	MoReg 1497	24	MoReg 2636
4 CSR 150-3.200	State Board of Registration for the Healing Arts	24	MoReg 1497	24	MoReg 2636
4 CSR 150-3.201	State Board of Registration for the Healing Arts	24	MoReg 1498	24	MoReg 2636
4 CSR 150-3.202	State Board of Registration for the Healing Arts	24	MoReg 1502	24	MoReg 2637
4 CSR 150-3.203	State Board of Registration for the Healing Arts	24	MoReg 1506		This Issue
4 CSR 150-4.100	State Board of Registration for the Healing Arts	24	MoReg 714		
4 CSR 150-4.105	State Board of Registration for the Healing Arts	24	MoReg 714		
4 CSR 150-4.110	State Board of Registration for the Healing Arts	24	MoReg 715		
4 CSR 150-4.115	State Board of Registration for the Healing Arts	24	MoReg 716		
4 CSR 150-4.120	State Board of Registration for the Healing Arts	24	MoReg 717		
4 CSR 150-4.125	State Board of Registration for the Healing Arts	24	MoReg 718		
4 CSR 150-4.130	State Board of Registration for the Healing Arts	24	MoReg 718		
4 CSR 150-7.135	State Board of Registration for the Healing Arts	24	MoReg 2131		
4 CSR 150-7.300	State Board of Registration for the Healing Arts	23	MoReg 2703		
4 CSR 150-7.310	State Board of Registration for the Healing Arts	23	MoReg 2711		
4 CSR 165-2.010	Board of Examiners for Hearing Instrument Specialists	24	MoReg 1840		This Issue
4 CSR 165-2.030	Board of Examiners for Hearing Instrument Specialists	24	MoReg 1840		This Issue
4 CSR 165-2.050	Board of Examiners for Hearing Instrument Specialists	24	MoReg 1840		This Issue
4 CSR 195-5.010	Workforce Development	24	MoReg 2314		
4 CSR 195-5.020	Workforce Development	24	MoReg 2315		
4 CSR 195-5.030	Workforce Development	24	MoReg 2318		
4 CSR 210-2.060	State Board of Optometry	22	MoReg 1443		
4 CSR 220-2.010	State Board of Pharmacy	24	MoReg 1841		
4 CSR 220-2.020	State Board of Pharmacy	24	MoReg 1841		
4 CSR 220-2.160	State Board of Pharmacy	24	MoReg 1842		
4 CSR 230-2.010	Board of Podiatric Medicine	24	MoReg 1649	24	MoReg 2590
4 CSR 230-2.065	Board of Podiatric Medicine	24	MoReg 1650	24	MoReg 2590
	.....	24	MoReg 2202		
4 CSR 235-1.015	State Committee of Psychologists	24	MoReg 2132		
4 CSR 235-1.025	State Committee of Psychologists	24	MoReg 2132		
4 CSR 235-1.026	State Committee of Psychologists	24	MoReg 2133		
4 CSR 235-1.030	State Committee of Psychologists	24	MoReg 2134		
4 CSR 235-1.031	State Committee of Psychologists	24	MoReg 2134		
4 CSR 235-1.060	State Committee of Psychologists	24	MoReg 2134		
4 CSR 235-1.063	State Committee of Psychologists	24	MoReg 2135		
4 CSR 235-2.020	State Committee of Psychologists	24	MoReg 2135		
4 CSR 235-2.040	State Committee of Psychologists	24	MoReg 2135		
4 CSR 235-2.050	State Committee of Psychologists	24	MoReg 2137		
4 CSR 235-2.060	State Committee of Psychologists	24	MoReg 2138		
4 CSR 235-2.065	State Committee of Psychologists	24	MoReg 2139		
4 CSR 235-2.070	State Committee of Psychologists	24	MoReg 2140		
4 CSR 235-3.020	State Committee of Psychologists	24	MoReg 2140		
4 CSR 235-4.030	State Committee of Psychologists	24	MoReg 2141		
4 CSR 240-2.010	Public Service Commission	24	MoReg 2318R		
	.....	24	MoReg 2318		
4 CSR 240-2.015	Public Service Commission	24	MoReg 2319		
4 CSR 240-2.020	Public Service Commission	24	MoReg 2142		
4 CSR 240-2.030	Public Service Commission	24	MoReg 2142		
4 CSR 240-2.040	Public Service Commission	24	MoReg 2320R		
	.....	24	MoReg 2320		
4 CSR 240-2.050	Public Service Commission	24	MoReg 2320R		
	.....	24	MoReg 2321		
4 CSR 240-2.060	Public Service Commission	24	MoReg 2321R		
	.....	24	MoReg 2321		
4 CSR 240-2.065	Public Service Commission	24	MoReg 2324R		
	.....	24	MoReg 2324		
4 CSR 240-2.070	Public Service Commission	24	MoReg 2325R		
	.....	24	MoReg 2325		
4 CSR 240-2.075	Public Service Commission	24	MoReg 2326R		
	.....	24	MoReg 2326		
4 CSR 240-2.080	Public Service Commission	24	MoReg 2327R		
	.....	24	MoReg 2327		
4 CSR 240-2.085	Public Service Commission	24	MoReg 2328		
4 CSR 240-2.090	Public Service Commission	24	MoReg 2329R		
	.....	24	MoReg 2329		
4 CSR 240-2.100	Public Service Commission	24	MoReg 2330R		
	.....	24	MoReg 2330		
4 CSR 240-2.110	Public Service Commission	24	MoReg 2330R		
	.....	24	MoReg 2331		
4 CSR 240-2.115	Public Service Commission	24	MoReg 2331R		
	.....	24	MoReg 2332		
4 CSR 240-2.116	Public Service Commission	24	MoReg 2332R		
	.....	24	MoReg 2332		
4 CSR 240-2.120	Public Service Commission	24	MoReg 2333R		
	.....	24	MoReg 2333		
4 CSR 240-2.125	Public Service Commission	24	MoReg 2333R		
	.....	24	MoReg 2333		
4 CSR 240-2.130	Public Service Commission	24	MoReg 2334R		
	24	MoReg 2334		
4 CSR 240-2.140	Public Service Commission	24	MoReg 2336R		
	24	MoReg 2336		

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4 CSR 240-2.150	Public Service Commission		24 MoReg 2336R		
			24 MoReg 2336		
4 CSR 240-2.160	Public Service Commission		24 MoReg 2337R		
			24 MoReg 2337		
4 CSR 240-2.170	Public Service Commission		24 MoReg 2338R		
4 CSR 240-2.180	Public Service Commission		24 MoReg 2338R		
			24 MoReg 2338		
4 CSR 240-2.200	Public Service Commission		24 MoReg 2339R		
			24 MoReg 2339		
4 CSR 240-18.010	Public Service Commission		24 MoReg 2340		
4 CSR 240-20.015	Public Service Commission		24 MoReg 1340		
4 CSR 240-20.017	Public Service Commission		24 MoReg 281	24 MoReg 1680	
4 CSR 240-32.110	Public Service Commission		24 MoReg 2341		
4 CSR 240-32.120	Public Service Commission		24 MoReg 2344		
4 CSR 240-33.010	Public Service Commission		24 MoReg 2347R		
			24 MoReg 2347		
4 CSR 240-33.020	Public Service Commission		24 MoReg 2347R		
			24 MoReg 2348		
4 CSR 240-33.040	Public Service Commission		24 MoReg 2351R		
			24 MoReg 2351		
4 CSR 240-33.050	Public Service Commission		24 MoReg 2355R		
			24 MoReg 2355		
4 CSR 240-33.060	Public Service Commission		24 MoReg 2359R		
			24 MoReg 2359		
4 CSR 240-33.070	Public Service Commission		24 MoReg 2362R		
			24 MoReg 2362		
4 CSR 240-33.080	Public Service Commission		24 MoReg 2367R		
			24 MoReg 2367		
4 CSR 240-33.090	Public Service Commission		24 MoReg 2371R		
			24 MoReg 2371		
4 CSR 240-33.100	Public Service Commission		24 MoReg 2371R		
			24 MoReg 2372		
4 CSR 240-33.110	Public Service Commission		24 MoReg 2372R		
			24 MoReg 2372		
4 CSR 240-33.120	Public Service Commission		24 MoReg 2373		
4 CSR 240-33.130	Public Service Commission		24 MoReg 2376		
4 CSR 240-33.140	Public Service Commission		24 MoReg 2376		
4 CSR 240-33.150	Public Service Commission	23 MoReg 2911			
		24 MoReg 1719	24 MoReg 1842	24 MoReg 2590	24 MoReg 1759
4 CSR 240-40.015	Public Service Commission		24 MoReg 1346		
4 CSR 240-40.016	Public Service Commission		24 MoReg 1352		
4 CSR 240-80.015	Public Service Commission		24 MoReg 1359		
4 CSR 245-4.020	Real Estate Appraisers		24 MoReg 1846	This Issue	
4 CSR 245-4.050	Real Estate Appraisers		24 MoReg 1846	This Issue	
4 CSR 245-5.010	Real Estate Appraisers		24 MoReg 1847	This Issue	
4 CSR 245-5.020	Real Estate Appraisers		24 MoReg 1847	This Issue	
4 CSR 245-8.010	Real Estate Appraisers		24 MoReg 1848	This Issue	
4 CSR 245-8.040	Real Estate Appraisers		24 MoReg 1849	This Issue	
4 CSR 263-3.140	Licensed Clinical Social Workers		24 MoReg 2143		
4 CSR 265-10.025	Division of Motor Carrier and Railroad Safety		24 MoReg 2203		
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5 CSR 30-345.020	Division of School Services		24 MoReg 2627		
5 CSR 30-345.030	Division of School Services		24 MoReg 2628		
5 CSR 50-270.050	Division of Instruction		24 MoReg 877		
5 CSR 50-321.010	Division of Instruction		24 MoReg 1365	24 MoReg 2511	
5 CSR 80-800.290	Urban and Teacher Education	24 MoReg 2123	24 MoReg 2143		
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 10-2.100	Commissioner of Higher Education		24 MoReg 1650		
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7 CSR 10-2.010	Highways and Transportation Commission		24 MoReg 1367R		
			24 MoReg 1367		
7 CSR 10-6.010	Highways and Transportation Commission		24 MoReg 765		
			24 MoReg 2377		
7 CSR 10-6.015	Highways and Transportation Commission		24 MoReg 766		
			24 MoReg 2378		
7 CSR 10-6.040	Highways and Transportation Commission		24 MoReg 767		
			24 MoReg 2379		
7 CSR 10-6.050	Highways and Transportation Commission		24 MoReg 768		
			24 MoReg 2381		
7 CSR 10-6.060	Highways and Transportation Commission		24 MoReg 769		
			24 MoReg 2381		
7 CSR 10-6.070	Highways and Transportation Commission		24 MoReg 770		
			24 MoReg 2382		
7 CSR 10-6.085	Highways and Transportation Commission		24 MoReg 773		
			24 MoReg 2385		
7 CSR 10-19.020	Highways and Transportation Commission		22 MoReg 1226		
7 CSR 10-19.030	Highways and Transportation Commission		22 MoReg 1229		

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8 CSR 40-2.010	State Board of Mediation		24 MoReg 1507	24 MoReg 2511	
8 CSR 40-2.020	State Board of Mediation		24 MoReg 1508	24 MoReg 2511	
8 CSR 40-2.030	State Board of Mediation		24 MoReg 1508	24 MoReg 2511	
8 CSR 40-2.040	State Board of Mediation		24 MoReg 1509	24 MoReg 2511	
8 CSR 40-2.050	State Board of Mediation		24 MoReg 1509	24 MoReg 2511	
8 CSR 40-2.055	State Board of Mediation		24 MoReg 1509	24 MoReg 2512	
8 CSR 40-2.070	State Board of Mediation		24 MoReg 1510	24 MoReg 2512	
8 CSR 40-2.100	State Board of Mediation		24 MoReg 1510	24 MoReg 2512	
8 CSR 40-2.110	State Board of Mediation		24 MoReg 1510	24 MoReg 2512	
8 CSR 40-2.120	State Board of Mediation		24 MoReg 1511	24 MoReg 2512	
8 CSR 40-2.130	State Board of Mediation		24 MoReg 1511	24 MoReg 2512	
8 CSR 40-2.150	State Board of Mediation		24 MoReg 1511	24 MoReg 2513	
8 CSR 40-2.160	State Board of Mediation		24 MoReg 1512	24 MoReg 2513	
8 CSR 40-2.170	State Board of Mediation		24 MoReg 1512	24 MoReg 2513	
8 CSR 40-2.180	State Board of Mediation		24 MoReg 1513	24 MoReg 2513	
8 CSR 60-3.040	Commission on Human Rights	24 MoReg 2565	24 MoReg 2588		
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9 CSR 25-4.040	Fiscal Management		24 MoReg 2386		
9 CSR 30-4.030	Certification Standards	24 MoReg 2191	24 MoReg 2215		
9 CSR 30-4.034	Certification Standards	24 MoReg 2193	24 MoReg 2216		
9 CSR 30-4.035	Certification Standards	24 MoReg 2194	24 MoReg 2217		
9 CSR 30-4.039	Certification Standards	24 MoReg 2195	24 MoReg 2219		
9 CSR 30-4.042	Certification Standards	24 MoReg 2197	24 MoReg 2220		
9 CSR 30-4.043	Certification Standards	24 MoReg 2199	24 MoReg 2222		
9 CSR 45-5.040	Mental Retardation and Developmental Disabilities		24 MoReg 2389		
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10 CSR					24 MoReg 1693
10 CSR 10-2.010	Air Conservation Commission				24 MoReg 420
10 CSR 10-2.060	Air Conservation Commission		24 MoReg 2588R		
10 CSR 10-3.080	Air Conservation Commission		24 MoReg 2588R		
10 CSR 10-4.060	Air Conservation Commission		24 MoReg 2589R		
10 CSR 10-5.070	Air Conservation Commission		24 MoReg 2224		
10 CSR 10-5.090	Air Conservation Commission		24 MoReg 2589R		
10 CSR 10-5.295	Air Conservation Commission		24 MoReg 2001		
10 CSR 10-5.380	Air Conservation Commission		24 MoReg 1513	24 MoReg 2637	
10 CSR 10-5.446	Air Conservation Commission		24 MoReg 19		
10 CSR 10-5.490	Air Conservation Commission		This Issue		
10 CSR 10-5.500	Air Conservation Commission		24 MoReg 2007		
10 CSR 10-5.510	Air Conservation Commission		24 MoReg 2012		
10 CSR 10-5.520	Air Conservation Commission		24 MoReg 2020		
10 CSR 10-5.530	Air Conservation Commission		24 MoReg 2025		
10 CSR 10-5.540	Air Conservation Commission		24 MoReg 2034		
10 CSR 10-5.550	Air Conservation Commission		24 MoReg 2041		
10 CSR 10-6.020	Air Conservation Commission		24 MoReg 2629		
10 CSR 10-6.065	Air Conservation Commission		24 MoReg 2630		
10 CSR 10-6.060	Air Conservation Commission		24 MoReg 1208	24 MoReg 2513	
10 CSR 10-6.070	Air Conservation Commission		24 MoReg 2226		
10 CSR 10-6.075	Air Conservation Commission		24 MoReg 2226		
10 CSR 10-6.080	Air Conservation Commission		24 MoReg 2230		
10 CSR 10-6.110	Air Conservation Commission		24 MoReg 1520	24 MoReg 2642	
10 CSR 10-6.170	Air Conservation Commission		22 MoReg 2129		
10 CSR 10-6.220	Air Conservation Commission		24 MoReg 1054	24 MoReg 2516	
10 CSR 10-6.230	Air Conservation Commission		24 MoReg 1215R	24 MoReg 2520R	
			24 MoReg 1215	24 MoReg 2520	
10 CSR 10-6.310	Air Conservation Commission		This Issue		
10 CSR 20-3.010	Clean Water Commission		24 MoReg 1225R		
			24 MoReg 1225		
10 CSR 20-4.023	Clean Water Commission		24 MoReg 1849		
10 CSR 20-4.030	Clean Water Commission		24 MoReg 1849		
10 CSR 20-4.041	Clean Water Commission		24 MoReg 1850		
10 CSR 20-4.043	Clean Water Commission		24 MoReg 1852		
10 CSR 20-4.061	Clean Water Commission		24 MoReg 1724		
10 CSR 20-7.015	Clean Water Commission		24 MoReg 879	24 MoReg 2521	
10 CSR 20-10.012	Clean Water Commission		24 MoReg 1056		
10 CSR 20-10.022	Clean Water Commission		24 MoReg 1056		
10 CSR 20-10.068	Clean Water Commission		24 MoReg 1057		
10 CSR 20-10.071	Clean Water Commission		24 MoReg 1058		
10 CSR 20-11.092	Clean Water Commission		24 MoReg 1058		
10 CSR 20-12.010	Clean Water Commission		24 MoReg 1058R		
10 CSR 20-12.020	Clean Water Commission		24 MoReg 1059R		
10 CSR 20-12.025	Clean Water Commission		24 MoReg 1059R		
10 CSR 20-12.030	Clean Water Commission		24 MoReg 1059R		
10 CSR 20-12.040	Clean Water Commission		24 MoReg 1060R		
10 CSR 20-12.045	Clean Water Commission		24 MoReg 1060R		
10 CSR 20-12.050	Clean Water Commission		24 MoReg 1061R		
10 CSR 20-12.060	Clean Water Commission		24 MoReg 1061R		
10 CSR 20-12.061	Clean Water Commission		24 MoReg 1061R		
10 CSR 20-12.062	Clean Water Commission		24 MoReg 1062R		
10 CSR 20-12.070	Clean Water Commission		24 MoReg 1062R		
10 CSR 20-12.080	Clean Water Commission		24 MoReg 1062R		

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10 CSR 20-13.080	Clean Water Commission.....		24 MoReg 1239R		
			24 MoReg 1239		
10 CSR 25-12.010	Hazardous Waste Management		24 MoReg 1383	24 MoReg 2593	
10 CSR 25-14.010	Hazardous Waste Management		24 MoReg 1248R	24 MoReg 2594R	
			24 MoReg 1248	24 MoReg 2594	
10 CSR 45-1.010	Metallic Minerals		24 MoReg 2049		
10 CSR 45-2.010	Metallic Minerals		24 MoReg 2049		
10 CSR 45-3.010	Metallic Minerals		24 MoReg 1258R		
			24 MoReg 1258		
10 CSR 45-6.010	Metallic Minerals		24 MoReg 2049		
10 CSR 45-6.020	Metallic Minerals		24 MoReg 2049		
10 CSR 45-6.030	Metallic Minerals		24 MoReg 2050		
10 CSR 60-3.010	Public Drinking Water Program	24 MoReg 2365	24 MoReg 1852		
10 CSR 60-3.020	Public Drinking Water Program	24 MoReg 2567	24 MoReg 1854		
10 CSR 60-3.030	Public Drinking Water Program	24 MoReg 2568	24 MoReg 1863		
10 CSR 60-5.010	Public Drinking Water Program		24 MoReg 1870		
10 CSR 60-6.010	Public Drinking Water Program		24 MoReg 1878		
10 CSR 60-6.020	Public Drinking Water Program		24 MoReg 1880		
10 CSR 60-6.030	Public Drinking Water Program		24 MoReg 1886		
10 CSR 60-6.070	Public Drinking Water Program		24 MoReg 1887		
10 CSR 60-8.030	Public Drinking Water Program		24 MoReg 1899		
10 CSR 70-5.060	Soil and Water Districts Commission				23 MoReg 2267S
10 CSR 80-2.040	Solid Waste Management		24 MoReg 1267R	24 MoReg 2595R	
			24 MoReg 1267	24 MoReg 2595	
10 CSR 100-1.010	Petroleum Storage Tank Insurance Fund		24 MoReg 1063	24 MoReg 2523	
10 CSR 100-2.010	Petroleum Storage Tank Insurance Fund		24 MoReg 1065	24 MoReg 2524	
10 CSR 100-3.010	Petroleum Storage Tank Insurance Fund		24 MoReg 1066	24 MoReg 2524	
10 CSR 100-4.010	Petroleum Storage Tank Insurance Fund		24 MoReg 1069	24 MoReg 2524	
10 CSR 100-4.020	Petroleum Storage Tank Insurance Fund		24 MoReg 1075	24 MoReg 2525	
10 CSR 100-5.010	Petroleum Storage Tank Insurance Fund		24 MoReg 1081	24 MoReg 2526	
10 CSR 100-5.020	Petroleum Storage Tank Insurance Fund		24 MoReg 1093	24 MoReg 2529	
10 CSR 100-5.030	Petroleum Storage Tank Insurance Fund		24 MoReg 1096	24 MoReg 2529	
10 CSR 140-2	Division of Energy				24 MoReg 2243
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11 CSR 45-1.090	Missouri Gaming Commission		24 MoReg 1652		
11 CSR 45-5.180	Missouri Gaming Commission		24 MoReg 1534	24 MoReg 2642	
11 CSR 45-9.030	Missouri Gaming Commission		24 MoReg 1652		
11 CSR 45-13.055	Missouri Gaming Commission	24 MoReg 2124	24 MoReg 2144		
11 CSR 45-17.020	Missouri Gaming Commission		24 MoReg 1098	24 MoReg 2530	
11 CSR 45-17.040	Missouri Gaming Commission		24 MoReg 1100	24 MoReg 2530	
11 CSR 45-30.370	Missouri Gaming Commission		24 MoReg 1534	This Issue	
11 CSR 45-30.525	Missouri Gaming Commission		24 MoReg 1534	24 MoReg 2642	
11 CSR 45-30.600	Missouri Gaming Commission		24 MoReg 1535	24 MoReg 2643	
11 CSR 70-2.190	Division of Liquor Control		24 MoReg 2390		
11 CSR 75-2.010	Peace Officer Standards and Training		24 MoReg 1731	This Issue	
11 CSR 75-10.070	Peace Officer Standards and Training		24 MoReg 1915	This Issue	
11 CSR 75-12.010	Peace Officer Standards and Training		24 MoReg 1733	This Issue	
11 CSR 75-12.020	Peace Officer Standards and Training		24 MoReg 1733	This Issue	
11 CSR 75-12.030	Peace Officer Standards and Training		24 MoReg 1734	This Issue	
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12 CSR	Construction Transient Employers				24 MoReg 2087
12 CSR 10-2.240	Director of Revenue		24 MoReg 2632		
12 CSR 10-111.013	Director of Revenue		24 MoReg 2632		
12 CSR 10-111.016	Director of Revenue		24 MoReg 2634		
12 CSR 10-3.003	Director of Revenue		24 MoReg 2051R		
12 CSR 10-3.056	Director of Revenue		24 MoReg 2051R		
12 CSR 10-3.106	Director of Revenue		24 MoReg 2051R		
12 CSR 10-3.108	Director of Revenue		24 MoReg 2051R		
12 CSR 10-3.316	Director of Revenue		24 MoReg 2052R		
12 CSR 10-3.318	Director of Revenue		24 MoReg 2052R		
12 CSR 10-3.320	Director of Revenue		24 MoReg 2052R		
12 CSR 10-3.324	Director of Revenue		24 MoReg 2052R		
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12 CSR 10-23.265	Director of Revenue		24 MoReg 1915	This Issue	
12 CSR 10-23.446	Director of Revenue	24 MoReg 2270	24 MoReg 2391		
12 CSR 10-24.430	Director of Revenue		24 MoReg 2391		
12 CSR 10-42.030	Director of Revenue		24 MoReg 1735R	This IssueR	
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12 CSR 10-43.020	Director of Revenue		24 MoReg 2230		
12 CSR 10-43.030	Director of Revenue		24 MoReg 2230		
12 CSR 10-111.010	Director of Revenue		24 MoReg 2392		
12 CSR 30-1.030	State Tax Commission		This Issue		
12 CSR 30-2.017	State Tax Commission		This Issue		
12 CSR 30-2.018	State Tax Commission		This Issue		
12 CSR 30-3.085	State Tax Commission		24 MoReg 2054		
12 CSR 40-20.040	State Lottery		24 MoReg 1736	24 MoReg 2643	
12 CSR 40-80.010	State Lottery		24 MoReg 1736	24 MoReg 2643	
12 CSR 40-80.020	State Lottery		24 MoReg 1737	24 MoReg 2643	

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12 CSR 40-80.030	State Lottery		24 MoReg 1737	24 MoReg 2644	
12 CSR 40-80.050	State Lottery		24 MoReg 1738	24 MoReg 2644	
12 CSR 40-80.090	State Lottery		24 MoReg 1738	24 MoReg 2644	
12 CSR 40-80.100	State Lottery		24 MoReg 1738	24 MoReg 2644	
12 CSR 40-90.010	State Lottery		24 MoReg 1739R	24 MoReg 2644R	
12 CSR 40-90.020	State Lottery		24 MoReg 1739R	24 MoReg 2644R	
12 CSR 40-90.030	State Lottery		24 MoReg 1739R	24 MoReg 2645R	
12 CSR 40-90.040	State Lottery		24 MoReg 1739R	24 MoReg 2645R	
12 CSR 40-90.050	State Lottery		24 MoReg 1740R	24 MoReg 2645R	
12 CSR 40-90.060	State Lottery		24 MoReg 1740R	24 MoReg 2645R	
12 CSR 40-90.070	State Lottery		24 MoReg 1740R	24 MoReg 2645R	
12 CSR 40-90.080	State Lottery		24 MoReg 1740R	24 MoReg 2645R	
12 CSR 40-90.090	State Lottery		24 MoReg 1741R	24 MoReg 2646R	
12 CSR 40-90.100	State Lottery		24 MoReg 1741R	24 MoReg 2646R	
12 CSR 40-90.110	State Lottery		24 MoReg 1741	24 MoReg 2646	
12 CSR 40-90.120	State Lottery		24 MoReg 1741R	24 MoReg 2646R	
12 CSR 60-1.010	Motor Vehicle Commission		This IssueR		
12 CSR 60-1.020	Motor Vehicle Commission		This IssueR		
12 CSR 60-1.030	Motor Vehicle Commission		This IssueR		
12 CSR 60-1.040	Motor Vehicle Commission		This IssueR		
12 CSR 60-1.050	Motor Vehicle Commission		This IssueR		
12 CSR 60-1.060	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.010	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.020	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.030	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.040	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.050	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.060	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.070	Motor Vehicle Commission		This IssueR		
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12 CSR 60-2.100	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.110	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.120	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.130	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.140	Motor Vehicle Commission		This IssueR		
12 CSR 60-2.150	Motor Vehicle Commission		This IssueR		
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12 CSR 60-2.170	Motor Vehicle Commission		This IssueR		
12 CSR 60-3.010	Motor Vehicle Commission		This IssueR		
12 CSR 60-4.010	Motor Vehicle Commission		This IssueR		
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12 CSR 60-4.070	Motor Vehicle Commission		This IssueR		
12 CSR 60-4.080	Motor Vehicle Commission		This IssueR		
12 CSR 60-5.010	Motor Vehicle Commission		This IssueR		
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13 CSR 15-14.012	Division of Aging	24 MoReg 1473	24 MoReg 2054		
13 CSR 15-14.022	Division of Aging	24 MoReg 1474	24 MoReg 2054		
13 CSR 40-2.300	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.305	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.310	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.315	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.320	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.325	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.330	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.335	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.340	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.345	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.350	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.355	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.360	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.365	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.370	Division of Family Services	23 MoReg 2135T			
13 CSR 40-19.020	Division of Family Services	24 MoReg 2270	24 MoReg 2394		
13 CSR 40-80.010	Division of Family Services		24 MoReg 2395		
13 CSR 70-3.020	Medical Services		23 MoReg 1191		
			24 MoReg 1742		
13 CSR 70-3.030	Medical Services		24 MoReg 1743		
13 CSR 70-3.130	Medical Services		24 MoReg 1747		
13 CSR 70-4.080	Medical Services		24 MoReg 2396		
13 CSR 70-4.080(5)	Medical Services		24 MoReg 2398		
13 CSR 70-4.090	Medical Services	24 MoReg 2569	24 MoReg 2399		
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13 CSR 70-10.015(13)	Medical Services	24 MoReg 2572	24 MoReg 2401		
13 CSR 70-10.030	Medical Services	24 MoReg 711	24 MoReg 200		
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13 CSR 70-10.040	Medical Services		24 MoReg 1672		
13 CSR 70-10.050	Medical Services	24 MoReg 2574	24 MoReg 1673	24 MoReg 2595	

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13 CSR 70-10.080	Medical Services	24 MoReg 2574	24 MoReg 2404		
13 CSR 70-10.110	Medical Services	24 MoReg 2575	24 MoReg 2406		
13 CSR 70-15.010	Medical Services				24 MoReg 1972
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		24 MoReg 1720	24 MoReg 1538	24 MoReg 2596	
			24 MoReg 1916		
			24 MoReg 2408		
13 CSR 70-15.040	Medical Services		24 MoReg 1540	24 MoReg 2596	
			24 MoReg 1749	This Issue	
13 CSR 70-15.110	Medical Services	24 MoReg 1026	24 MoReg 2411		
13 CSR 70-20.031	Medical Services		24 MoReg 202		
			24 MoReg 1675	This Issue	
13 CSR 70-20.032	Medical Services		24 MoReg 202		
13 CSR 70-94.020	Medical Services		24 MoReg 1543	24 MoReg 2596	
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15 CSR 30-4.010	Secretary of State		24 MoReg 2413		
15 CSR 30-15.010	Secretary of State		24 MoReg 2417		
15 CSR 30-15.020	Secretary of State		24 MoReg 2417		
15 CSR 30-45.030	Secretary of State		24 MoReg 2147R		
			24 MoReg 2147		
15 CSR 50-4.010	Treasurer		24 MoReg 2417		
15 CSR 50-4.020	Treasurer	24 MoReg 2271	24 MoReg 2418		
15 CSR 60-11.010	Attorney General		24 MoReg 1103		
15 CSR 60-11.020	Attorney General		24 MoReg 1104		
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16 CSR 10-3.010	Public School Retirement System		24 MoReg 1750	24 MoReg 2646	
16 CSR 10-4.010	Public School Retirement System		24 MoReg 2231		
16 CSR 10-5.010	Public School Retirement System		24 MoReg 2232		
16 CSR 10-5.020	Public School Retirement System		24 MoReg 2233		
16 CSR 10-5.030	Public School Retirement System		24 MoReg 2233		
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